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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 865/89

of 4 April 1989

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 the Act of Accession of Spain and Portugal,

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 166/89⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 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 1636/87⁽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 Commission Regulation (EEC) No 2401/88⁽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 corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

— 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 3 April 1989;

Whereas the aforesaid corrective factor affects the entire calculation basis for the levies, including the equivalence coefficients;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2401/88 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 5 April 1989.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 20, 25. 1. 1989, p. 16.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 205, 30. 7. 1988, p. 96.

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

Done at Brussels, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 4 April 1989 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CN code	Levies	
	Portugal	Third country
0709 90 60	23,43	132,11
0712 90 19	23,43	132,11
1001 10 10	57,12	186,85 ⁽¹⁾ ⁽²⁾
1001 10 90	57,12	186,85 ⁽¹⁾ ⁽²⁾
1001 90 91	33,89	121,21
1001 90 99	33,89	121,21
1002 00 00	61,56	110,91 ⁽⁶⁾
1003 00 10	52,12	111,72
1003 00 90	52,12	111,72
1004 00 10	43,18	83,19
1004 00 90	43,18	83,19
1005 10 90	23,43	132,11 ⁽²⁾ ⁽²⁾
1005 90 00	23,43	132,11 ⁽²⁾ ⁽²⁾
1007 00 90	46,77	139,01 ⁽²⁾
1008 10 00	52,12	22,82
1008 20 00	52,12	33,70 ⁽²⁾
1008 30 00	52,12	0,00 ⁽²⁾
1008 90 10	(⁷)	(⁷)
1008 90 90	52,12	0,00
1101 00 00	61,97	184,22
1102 10 00	100,71	169,80
1103 11 10	102,11	304,29
1103 11 90	65,30	197,33

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by ECU 0,60/tonne.

⁽²⁾ In accordance with Regulation (EEC) No 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 ECU 1,81/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 ECU 0,60/tonne.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1180/77 (OJ No L 142, 9. 6. 1977, p. 10) and Commission Regulation (EEC) No 2622/71 (OJ No L 271, 10. 12. 1971, p. 22).

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

COMMISSION REGULATION (EEC) No 866/89

of 4 April 1989

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 the Act of Accession of Spain and Portugal,

Having regard to Regulation (EEC) No 2727/75 of the Council of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 166/89⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 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 1636/87⁽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 Commission Regulation (EEC) No 2402/88⁽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 corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

— 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 3 April 1989;

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

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 coming from Portugal shall be zero.

2. 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 coming from third countries shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 5 April 1989.

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

Done at Brussels, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 20, 25. 1. 1989, p. 16.

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 1.

⁽⁴⁾ OJ No L 153, 13. 6. 1987, p. 1.

⁽⁵⁾ OJ No L 205, 30. 7. 1988, p. 99.

ANNEX

to the Commission Regulation of 4 April 1989 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CN code	<i>(ECU/tonne)</i>			
	Current 4	1st period 5	2nd period 6	3rd period 7
0709 90 60	0	0	0	0
0712 90 19	0	0	0	0
1001 10 10	0	0	0	0
1001 10 90	0	0	0	0
1001 90 91	0	1,63	1,63	2,04
1001 90 99	0	1,63	1,63	2,04
1002 00 00	0	0	0	0
1003 00 10	0	0	0	0
1003 00 90	0	0	0	0
1004 00 10	0	0	0	0
1004 00 90	0	0	0	0
1005 10 90	0	0	0	0
1005 90 00	0	0	0	0
1007 00 90	0	0	0	0
1008 10 00	0	0	0	0
1008 20 00	0	0	0	0
1008 30 00	0	0	0	0
1008 90 90	0	0	0	0
1101 00 00	0	2,28	2,28	2,86

B. Malt

CN code	<i>(ECU/tonne)</i>				
	Current 4	1st period 5	2nd period 6	3rd period 7	4th period 8
1107 10 11	0	2,90	2,90	3,63	3,63
1107 10 19	0	2,17	2,17	2,71	2,71
1107 10 91	0	0	0	0	0
1107 10 99	0	0	0	0	0
1107 20 00	0	0	0	0	0

COMMISSION REGULATION (EEC) No 867/89
of 4 April 1989

laying down certain provisions concerning the customs duties applicable to imports into Portugal of raw tobacco and to imports from Portugal of this product into the Community as constituted at 31 December 1985

THE COMMISSION 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 243 (4) thereof,

Having regard to the request made by Portugal,

Whereas Article 243 of the Act of Accession provides for the progressive abolition of customs duties on imports into the Community as constituted at 31 December 1985 of products from Portugal and of customs duties on imports into Portugal of products from the Community as constituted at 31 December 1985; whereas a decision may be taken to reduce these duties at a more rapid rate or to abolish them totally;

Whereas certain agricultural products pay on import into the Community preferential rates negotiated under the Generalized System of Preferences; whereas Article 365 of the Act of Accession provides that Portugal is to reduce progressively with regard to third countries that benefit from the Generalized System of Preferences the variation between the rate of the basic duty and the rate of the preferential duty; whereas the said Article lays down a timetable for the alignment of the rates applied in Portugal with the preferential rates by 1 January 1996; whereas a decision may be taken to align the duties on imports into Portugal with the preferential duties applicable under the Generalized System of Preferences at a more rapid rate;

Whereas raw tobacco is liable in intra-Community trade to customs duties as set out above and whereas non-preferential rates are applied to raw tobacco imported from third countries that benefit from the Generalized System of Preferences; whereas Portugal has requested the

abolition of these customs duties for raw tobacco in intra-Community trade and the alignment of the duties currently applied with the preferential rates applicable to this product; whereas, given the trend of the market in tobacco, the customs duties in question should be abolished totally and the abovementioned alignment should be made;

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 customs duties on imports into the Community as constituted at 31 December 1985 from Portugal of unmanufactured tobacco and tobacco refuse falling within CN code 2401 shall be abolished.

Portugal shall abolish the customs duties on imports of these products from the Community as constituted at 31 December 1985.

2. For imports into Portugal from third countries that benefit from the Generalized System of Preferences of the products referred to in paragraph 1, the preferential rates applied by the Community shall apply.

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, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

COMMISSION REGULATION (EEC) No 868/89

of 4 April 1989

amending Regulation (EEC) No 3537/88 opening a standing invitation to tender for the resale on the Community market of 112 000 tonnes of sorghum held by the Spanish intervention agency

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 166/89 ⁽²⁾,

Having regard to Council Regulation (EEC) No 1799/87 of 25 June 1987 on special arrangements for imports of maize and sorghum into Spain from 1987 to 1990 ⁽³⁾, and in particular Article 4 (2) thereof,

Whereas, pursuant to Article 4 of Regulation (EEC) No 1799/87, the Spanish intervention agency has purchased 300 000 tonnes of grain sorghum on the world market;

Whereas 112 000 tonnes of grain sorghum were sold on the internal market pursuant to Regulation (EEC) No 3537/88 ⁽⁴⁾, as amended by Regulation (EEC) No 326/89 ⁽⁵⁾; whereas, in view of the risk of deterioration in the quality of the cereal as a result of long storage, the conditions of sale should be made more flexible while preventing disturbance of the market;

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

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

Done at Brussels, 4 April 1989.

HAS ADOPTED THIS REGULATION:

Article 1

1. The second paragraph of Article 1 of Regulation (EEC) No 3537/88 is hereby replaced by the following:

'The sale provided for in the first paragraph shall take place in accordance with the terms of this Regulation and of Part I, excepting Article 5 thereof, and Part III of Commission Regulation (EEC) No 1836/82 ⁽⁶⁾.

If the tenders do not seem to tally with the value of the goods on the market taking into account in particular their quality, the Spanish intervention agency may decide not to proceed with the invitation to tender.

⁽⁶⁾ OJ No L 202, 9. 7. 1982, p. 23.'

Article 2

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

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 20, 25. 1. 1989, p. 16.

⁽³⁾ OJ No L 170, 30. 6. 1987, p. 1.

⁽⁴⁾ OJ No L 309, 15. 11. 1988, p. 30.

⁽⁵⁾ OJ No L 38, 10. 2. 1989, p. 17.

COMMISSION REGULATION (EEC) No 869/89

of 4 April 1989

fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 13 to 19 March 1989

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

Having regard to Council Regulation (EEC) No 1347/86 of 6 May 1986 on the granting of a premium for the slaughter of certain adult bovine animals in the United Kingdom ⁽¹⁾, as amended by Regulation (EEC) No 467/87 ⁽²⁾,

Having regard to Commission Regulation (EEC) No 1695/86 of 30 May 1986 laying down detailed rules for the application of the premium for the slaughter of certain adult bovine animals for slaughter in the United Kingdom ⁽³⁾, as amended by Regulation (EEC) No 3988/87 ⁽⁴⁾, and in particular Article 7 (1) thereof,

Whereas, under Article 3 of Regulation (EEC) No 1347/86, an amount equivalent to the amount of the variable slaughter premium granted in the United Kingdom is levied on meat and meat preparations from animals on which it has been paid, when they are consigned to other Member States or to non-member countries;

Whereas, under Article 7 (1) of Regulation (EEC) No 1695/86 the amounts to be charged on departure from the territory of the United Kingdom of the products listed

in the Annex to the said Regulation must be fixed each week by the Commission;

Whereas, accordingly, the amounts to be levied on products which left the United Kingdom during the week 13 to 19 March 1989 should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 3 of amended Regulation (EEC) No 1347/86, the amounts to be levied on the products referred to in Article 7 (1) of Regulation (EEC) No 1695/86 which left the territory of the United Kingdom during the week 13 to 19 March 1989 shall be those set out in the Annex.

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 13 March 1989.

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

Done at Brussels, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 119, 8. 5. 1986, p. 40.

⁽²⁾ OJ No L 48, 17. 2. 1987, p. 1.

⁽³⁾ OJ No L 146, 31. 5. 1986, p. 56.

⁽⁴⁾ OJ No L 376, 31. 12. 1987, p. 31.

ANNEX

to the Commission Regulation of 4 April 1989 fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 13 to 19 March 1989

<i>(ECU/100 kg net weight)</i>	
CN code	Amount
0201 10 10	26,26474
0201 10 90	26,26474
0201 20 21	26,26474
0201 20 29	26,26474
0201 20 31	21,01179
0201 20 39	21,01179
0201 20 51	31,51769
0201 20 59	31,51769
0201 20 90	21,01179
0201 30 00	35,98269
0202 10 00	26,26474
0202 20 10	26,26474
0202 20 30	21,01179
0202 20 50	31,51769
0202 20 90	21,01179
0202 30 10	35,98269
0202 30 50	35,98269
0202 30 90	35,98269
0206 10 95	35,98269
0206 29 91	35,98269
0210 20 10	21,01179
0210 20 90	29,94180
0210 90 41	29,94180
1602 50 10 ⁽¹⁾	29,94180
1602 50 10 ⁽²⁾	21,01179

⁽¹⁾ Containing 80 % or more by weight of beef meat.

⁽²⁾ Other.

COMMISSION REGULATION (EEC) No 870/89
of 4 April 1989
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 the Act of Accession of Spain and Portugal,

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 2306/88⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Commission Regulation (EEC) No 2336/88⁽³⁾, as last amended by Regulation (EEC) No 861/89⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2336/88 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 5 April 1989.

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

Done at Brussels, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 201, 27. 7. 1988, p. 65.

⁽³⁾ OJ No L 203, 28. 7. 1988, p. 22.

⁽⁴⁾ OJ No L 91, 4. 4. 1989, p. 24.

ANNEX

to the Commission Regulation of 4 April 1989 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CN code	Levy
1701 11 10	31,48 ⁽¹⁾
1701 11 90	31,48 ⁽¹⁾
1701 12 10	31,48 ⁽¹⁾
1701 12 90	31,48 ⁽¹⁾
1701 91 00	38,98
1701 99 10	38,98
1701 99 90	38,98 ⁽²⁾

⁽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 Commission Regulation (EEC) No 837/68 (OJ No L 151, 30. 6. 1968, p. 42).

⁽²⁾ In accordance with Article 16 (2) of Regulation (EEC) No 1785/81 this amount is also applicable to sugar obtained from white and raw sugar containing added substances other than flavouring or colouring matter.

COMMISSION REGULATION (EEC) No 871/89

of 4 April 1989

altering 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 the Act of Accession of Spain and Portugal,

Having regard to Regulation (EEC) No 2727/75 of the Council of 29 October 1975 on the common organization of the market in cereals ⁽¹⁾, as last amended by Regulation (EEC) No 166/89 ⁽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 2229/88 ⁽⁴⁾, and in particular Article 12 ⁽⁴⁾ thereof,Having regard to Council Regulation No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy ⁽⁵⁾, as last amended by Regulation (EEC) No 1636/87 ⁽⁶⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Commission Regulation (EEC) No 799/89 ⁽⁷⁾, as amended by Regulation (EEC) No 855/89 ⁽⁸⁾;Whereas Council Regulation (EEC) No 1906/87 ⁽⁹⁾ amended Council Regulation (EEC) No 2744/75 ⁽¹⁰⁾ as regards products falling within CN codes 2302 10, 2302 20, 2302 30 and 2302 40;

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.⁽²⁾ OJ No L 20, 25. 1. 1989, p. 16.⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.⁽⁴⁾ OJ No L 197, 26. 7. 1988, p. 30.⁽⁵⁾ OJ No L 164, 24. 6. 1985, p. 1.⁽⁶⁾ OJ No L 153, 13. 6. 1987, p. 1.⁽⁷⁾ OJ No L 85, 30. 3. 1989, p. 26.⁽⁸⁾ OJ No L 89, 1. 4. 1989, p. 71.⁽⁹⁾ OJ No L 182, 3. 7. 1987, p. 49.⁽¹⁰⁾ OJ No L 281, 1. 11. 1975, p. 65.

— 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;

— 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 these exchange rates being those recorded on 3 April 1989;

Whereas the aforesaid corrective factor affects the entire calculation basis for the levies, including the equivalence coefficients;

Whereas the levy on the basic product as last fixed differs from the average levy by more than ECU 3,02 per tonne of basic product; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74 of the Commission ⁽¹¹⁾, as last amended by Regulation (EEC) No 1740/78 ⁽¹²⁾, the levies at present in force must therefore 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 processed from cereals and rice covered by Regulation (EEC) No 2744/75 as fixed in the Annex to amended Regulation (EEC) No 799/89 are hereby altered to the amounts set out in the Annex.

Article 2

This Regulation shall enter into force on 5 April 1989.

⁽¹¹⁾ OJ No L 168, 25. 6. 1974, p. 7.⁽¹²⁾ OJ No L 202, 26. 7. 1978, p. 8.

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

Done at Brussels, 4 April 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 4 April 1989 altering the import levies on products processed from cereals and rice

(ECU/tonne)

CN code	Import levies		
	Portugal	Third countries (other than ACP or OCT)	ACP or OCT
1102 90 30	83,85	153,28	147,24
1103 12 00	83,85	153,28	147,24
1103 29 30	83,85	153,28	147,24
1104 12 10	47,11	86,46	83,44
1104 12 90	92,50	169,64	163,60
1104 22 10	80,83	150,26	147,24
1104 22 30	80,83	150,26	147,24
1104 22 50	72,19	133,90	130,88
1104 22 90	47,11	86,46	83,44

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DIRECTIVE

of 7 March 1989

amending Council Directive 83/181/EEC determining the scope of Article 14 (1) (d) of Directive 77/388/EEC as regards exemption from value added tax on the final importation of certain goods, to take account of the introduction of the combined nomenclature

(89/219/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, as last amended by Regulation (EEC) No 20/89⁽²⁾, and in particular Article 15 thereof,

Whereas classification of the goods listed in the Annex to Council Directive 83/181/EEC⁽³⁾, as last amended by Directive 88/331/EEC⁽⁴⁾, is based on the use of the nomenclature of the Customs Cooperation Council;

Whereas the Customs Cooperation Council approved the International Convention on the Harmonized Commodity Description and Coding System (hereafter referred to as the 'HS'); whereas that Convention was approved by the Council by Decision 87/369/EEC⁽⁵⁾ and has been applied since 1 January 1988; whereas a combined nomenclature has accordingly been established to give effect to the HS within the European Economic Community; whereas the references in Article 1 (2) (d) and in the Annex to Directive 83/181/EEC should therefore be based on the said combined nomenclature;

Whereas adapting Directive 83/181/EEC to the combined nomenclature consequently involves a purely technical

amendment which in no way alters the scope of the reliefs provided for in the said Directive,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 83/181/EEC is hereby amended as follows:

1. In Article 1 (2) (d) the reference to heading Nos 22.03 to 22.09 of the Common Customs Tariff is replaced by a reference to CN codes 2203 to 2208.
2. The Annex is replaced by the Annex to this Directive.

Article 2

Member States shall bring into force the measures necessary to comply with this Directive not later than 1 July 1989. They shall immediately inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 7 March 1989.

For the Commission

Christiane SCRIVENER

Member of the Commission

⁽¹⁾ OJ No L 256, 7. 9. 1987, p. 1.

⁽²⁾ OJ No L 4, 6. 1. 1989, p. 19.

⁽³⁾ OJ No L 105, 23. 4. 1983, p. 38.

⁽⁴⁾ OJ No L 151, 17. 6. 1988, p. 79.

⁽⁵⁾ OJ No L 198, 20. 7. 1987, p. 1.

ANNEX

ANNEX

Visual and auditory materials of an educational, scientific or cultural character

CN code	Description
3704.00	Photographic plates, film, paper, paperboard and textiles, exposed but not developed :
ex 3704 00 10	– Plates and film :
	– Cinematograph film, positives, of an educational, scientific or cultural character
ex 3705	Photographic plates and film, exposed and developed, other than cinematograph film :
	– Of an educational, scientific or cultural character
3706	Cinematograph film, exposed and developed, whether or not incorporating sound track or consisting only of sound track :
3706 10	– Of a width of 35 mm or more :
	– – Other :
ex 3706 10 99	– – – Other positives :
	– Newsreels (with or without sound track) depicting events of current news value at the time of importation, and imported up to a limit of two copies of each subject for copying purposes
	– Archival film material (with or without sound track) intended for use in connection with newsreel films
	– Recreational films particularly suited for children and young people
	– Other films of educational, scientific or cultural character
3706 90	– Other :
	– – Other :
	– – – Other positives :
ex 3706 90 51	– Newsreels (with or without sound track) depicting events of current news value at the time of importation, and imported up to a limit of two copies of each subject for copying purposes
ex 3706 90 91	– Archival film material (with or without sound track) intended for use in connection with newsreel films
ex 3706 90 99	– Recreational films particularly suited for children and young people
	– Other films of educational, scientific or cultural character :
4911	Other printed matter, including printed pictures and photographs :
	– Other :
4911 99	– – Other :
ex 4911 99 90	– – – Other :
	– Microcards or other information storage media required in computerized information and documentation services of an educational, scientific or cultural character
	– Wall charts designed solely for demonstration and education
ex 8524	Records, tapes and other recorded media for sound or other similarly recorded phenomena including matrices and masters for the production of records, but excluding products of Chapter 37 :
	– Of an educational, scientific or cultural character
ex 9023 00	Instruments, apparatus and models, designed for demonstrational purposes (for example, in education or exhibitions), unsuitable for others uses :
	– Patterns, models and wall charts of an educational, scientific or cultural character, designed solely for demonstration and education
	– Mock-ups or visualizations of abstract concepts such as molecular structures or mathematical formulae
Various	Holograms for laser projection
	Multi-media kits
	Materials for programmed instructions, including materials in kit form with the corresponding printed materials :

COMMISSION DIRECTIVE

of 7 March 1989

amending Council Directive 69/169/EEC on the harmonization of provisions laid down by law, regulation or administrative action relating to exemption from turnover tax and excise duty on imports in international travel, to take account of the introduction of the combined nomenclature

(89/220/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, as last amended by Regulation (EEC) No 20/89⁽²⁾, and in particular Article 15 thereof,

Whereas the classification of the goods listed in Article 5 (6) of Council Directive 69/169/EEC⁽³⁾, as last amended by Directive 88/664/EEC⁽⁴⁾, is based on the use of the nomenclature of the Customs Cooperation Council;

Whereas the Customs Cooperation Council approved the International Convention on the Harmonized Commodity Description and Coding System (hereinafter referred to as the 'HS'); whereas that Convention was approved by the Council by Decision 87/369/EEC⁽⁵⁾ and has been applied since 1 January 1988; whereas a combined nomenclature has accordingly been established to give effect to the HS within the European Economic Community; whereas the reference in Article 5 (6) of Directive 69/169/EEC should therefore be to the said combined nomenclature;

Whereas adapting Directive 69/169/EEC to the combined nomenclature consequently involves a purely technical amendment which in no way alters the scope of the said Directive,

HAS ADOPTED THIS DIRECTIVE:

Article 1

In Article 5 (6) of Directive 69/169/EEC the reference to heading Nos 71.07 and 71.08 of the Common Customs Tariff is hereby replaced by a reference to CN codes 7108 and 7109.

Article 2

Member States shall bring into force the measures necessary to comply with this Directive not later than 1 July 1989. They shall inform the Commission thereof immediately.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 7 March 1989.

For the Commission

Christiane SCRIVENER

Member of the Commission

⁽¹⁾ OJ No L 256, 7. 9. 1987, p. 1.

⁽²⁾ OJ No L 4, 6. 1. 1989, p. 19.

⁽³⁾ OJ No L 133, 4. 6. 1969, p. 6.

⁽⁴⁾ OJ No L 382, 31. 12. 1988, p. 41.

⁽⁵⁾ OJ No L 198, 20. 7. 1987, p. 1.

COMMISSION DECISION

of 8 March 1989

concerning animal health conditions and veterinary certification for import of fresh meat from Honduras

(89/221/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries ⁽¹⁾, as last amended by Directive 88/289/EEC ⁽²⁾, and in particular Article 16 thereof,

Whereas following a Community veterinary mission it appears that the animal health situation in Honduras is good, stable and completely controlled by well-structured and organized veterinary services, particularly as regards diseases transmissible through meat;

Whereas, in addition, the responsible veterinary authorities of Honduras have confirmed that Honduras has for at least 12 months been free from rinderpest and foot and mouth disease, and that no vaccination has been carried out against these diseases during that time;

Whereas the responsible veterinary authorities of Honduras have undertaken to notify the Commission and the Member States, by telex or telegram, within 24 hours at the latest, of the confirmation of the occurrence of any of the abovementioned diseases or the adoption of vaccination against any of them;

Whereas animal health conditions and veterinary certification must be adapted according to the animal health situation of non-member country concerned;

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

HAS ADOPTED THIS DECISION:

Article 1

1. Member States shall authorize import from Honduras of fresh meat of domestic animals of the bovine species and domestic solipeds conforming to the guarantees laid down in an animal health certificate which accords with the Annex hereto and which must accompany the consignment.

2. Member States shall not authorize the import of categories of fresh meat from Honduras other than those mentioned in paragraph 1.

Article 2

This Decision shall not apply to imports of glands and organs authorized by the country of destination for pharmaceutical manufacturing purposes.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 8 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 124, 18. 5. 1988, p. 31.

ANNEX

ANIMAL HEALTH CERTIFICATE

for fresh meat ⁽¹⁾ of domestic animals of the bovine species and of domestic solipeds intended for consignment to the European Community

Country of destination :

Reference to public health certificate ⁽²⁾ :

Exporting country : Honduras

Ministry :

Department :

References :

(Optional)

I. Identification of meat

Meat of :

(Animal species) ...

Nature of cuts :

Type of packaging :

Number of cuts or packages :

Net weight :

II. Origin of meat

Addresse(es) and veterinary approval number(s) ⁽²⁾ of approval slaughterhouse(s) :

.....

.....

Address(es) and veterinary approval number(s) ⁽²⁾ of approval cutting plant(s)

.....

.....

III. Destination of meat

The meat will be sent from :

(Place of loading)

to :

(Country and place of destination)

by the following means of transport ⁽³⁾ :

Name and address of consignor :

.....

Name and address of consignee :

.....

⁽¹⁾ Fresh meat means all parts of domestic animals of the bovine species and of domestic solipeds which are fit for human consumption and which have not undergone any preserving process, chilled and frozen meat being considered as fresh meat.

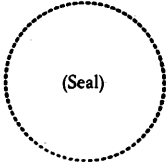
⁽²⁾ Optional when the country of destination authorizes the importation of fresh meat for uses other than human consumption in application of Article 19 (a) of Directive 72/462/EEC.

⁽³⁾ For aircraft the flight number should be given and for ships the name.

IV. Attestation of health

I, the undersigned, official veterinarian, certify that the fresh meat described above has been obtained from animals which have remained in the territory of Honduras for at least three months before being slaughtered or since birth in the case of animals less than three months old.

Done at on
(Place) (Date)



.....
(Signature of official veterinarian)
(Name in capital letters, title and qualifications of signatory)

COMMISSION DECISION

of 8 March 1989

concerning animal health conditions and veterinary certification for imports of fresh meat from the German Democratic Republic

(89/222/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries ⁽¹⁾, as last amended by Directive 88/289/EEC ⁽²⁾, and in particular Article 16 thereof,

Whereas, following a Community veterinary mission, it appears that the animal health situation in the German Democratic Republic is good and is controlled by well structured and organized veterinary services particularly as regards diseases transmissible through meat;

Whereas the responsible veterinary authorities of the German Democratic Republic have confirmed that the German Democratic Republic has for at least 12 months been free from rinderpest, exotic foot-and-mouth disease, African swine fever and contagious porcine paralysis (Teschen disease) infection and that no vaccinations have been carried out against those diseases during that time;

Whereas animal health conditions and veterinary certification must be adapted according to the animal health situation of the non-member country concerned;

Whereas certain Member States, because of their particular animal health situations concerning foot-and-mouth disease and swine fever, benefit from special provisions in intra-Community trade and should therefore also be authorized to apply special provisions in respect of imports from third countries; whereas these provisions must be at least as strict as those which the same Member States apply in intra-Community trade;

Whereas it will be necessary to re-examine this Decision with a view to its adaptation to Community rules concerning the control and eradication of foot-and-mouth disease and swine fever within the Community;

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

HAS ADOPTED THIS DECISION:

Article 1

Without prejudice to the provisions of the Protocol on German internal trade and connected problems, Member States shall authorize imports of the following categories of fresh meat from the German Democratic Republic:

- (a) fresh meat of domestic animals of the bovine, porcine, ovine or caprine species, conforming to the guarantees laid down in the animal health certificate in accordance with Annex A, which must accompany the consignment;
- (b) fresh meat of domestic solipeds, conforming to the guarantees laid down in the animal health certificate in accordance with Annex B, which must accompany the consignment.

Article 2

1. Until the adoption by the Council of rules concerning the control and eradication of foot-and-mouth disease within the Community, and while continuing to prohibit vaccination against foot-and-mouth disease, Denmark, Ireland and the United Kingdom in respect of Northern Ireland may, in respect of fresh meat of bovine animals, swine, sheep and goats referred to under Article 1 (a), retain their national animal health rules relating to protection against foot-and-mouth disease.

2. While remaining officially free from swine fever, Member States may, in respect of fresh meat of swine referred to under Article 1 (a), retain their national animal health rules relating to protection against swine fever.

Article 3

This Decision shall not apply to imports of glands and organs, including blood, authorized by the country of destination for pharmaceutical manufacturing purposes.

⁽¹⁾ OJ No L 302, 31. 12. 1972, p. 28.

⁽²⁾ OJ No L 124, 18. 5. 1988, p. 31.

Article 4

This Decision shall be re-examined with a view to its adaption to Community rules concerning the control and eradication of foot-and-mouth disease and swine fever within the Community.

Article 5

This Decision shall apply with effect from 15 March 1989.

Article 6

This Decision is addressed to the Member States.

Done at Brussels, 8 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX A

ANIMAL HEALTH CERTIFICATE

for fresh meat ⁽¹⁾ of domestic animals of the bovine, porcine, ovine and caprine species intended for consignment to the European Economic Community

Country of destination :

Reference to the public health certificate ⁽²⁾ :

Exporting country : German Democratic Republic

Ministry :

Department :

Reference :

(Optional)

I. Identification of meat

Meat of :

(Animal species)

Nature of cuts :

Nature of packaging :

Number of cuts or packages :

Net weight :

II. Origin of meat

Address(es) and veterinary approval number(s) ⁽²⁾ of the approved slaughterhouse(s) :

.....

Address(es) and veterinary approval number(s) ⁽²⁾ of the approved cutting plant(s) :

.....

III. Destination of meat

The meat will be sent from :

(Place of loading)

to :

(Country and place of destination) :

by the following means of transport ⁽³⁾ :

Name and address of consignor :

.....

Name and address of consignee :

.....

⁽¹⁾ Fresh meat means all parts fit for human consumption from domestic bovine animals, swine, sheep and goats which have not undergone any preserving process: however, chilled and frozen meat shall be considered as fresh meat.

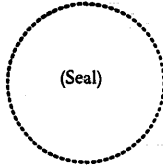
⁽²⁾ Optional when the country of destination authorizes the importation of fresh meat for uses other than human consumption in application of Article 19 (a) of Directive 72/462/EEC.

⁽³⁾ For railway wagons or lorries the registration number should be given, for aircraft the flight number and for ships the name.

IV. *Attestation of health*

I, the undersigned, official veterinarian, certify that :

1. the fresh meat described above is obtained from :
 - animals which have remained in the territory of the German Democratic Republic for at least three months before being slaughtered or since birth in the case of animals less than three months old,
 - animals which come from holdings in which there has been no outbreak of foot-and-mouth disease in the previous 30 days, and around which within a radius of 10 km there has been no case of foot-and-mouth disease for 30 days,
 - animals which have been transported to the approved slaughterhouse concerned without contact with animals which do not comply with the conditions required for export of their meat to the Community, and, if conveyed in a means of transport, that the latter has been cleaned and disinfected before loading,
 - animals which have passed the ante-mortem health inspection referred to in Chapter V of the Annex 1 to Council Directive 64/433/EEC ⁽¹⁾, as last amended by Directive 88/657/EEC ⁽²⁾, at the slaughterhouse during the 24 hours before slaughter and have showed no evidence of foot-and-mouth disease,
 - in the case of fresh meat from swine, animals which come from holdings in which there has been no outbreak of swine vesicular disease in the previous 30 days or of swine fever in the previous 40 days and around which within a radius of 10 km there has been no case of these diseases for 30 days,
 - in the case of fresh meat from swine, animals which have not come from a holding which for health reasons is subject to prohibition as a result of an outbreak of porcine brucellosis during the previous six weeks,
 - in the case of fresh meat from sheep and goats, animals which have not come from a holding which for health reasons is subject to prohibition as a result of an outbreak of ovine or caprine brucellosis during the previous six weeks ;
2. the meat is obtained from an establishment or establishments in which, after a case of foot-and-mouth disease has been diagnosed, further preparation of meat for export to the European Community has only been authorized after slaughter of all animals present, removal of all meat, and the total cleaning and disinfection of the establishment(s) under the control of an official veterinarian.



Done at on

(Place)

(Date)

.....
(Signature of official veterinarian)

(Name in capital letters, title and qualifications of signatory)

⁽¹⁾ OJ No 121, 29. 7. 1964, p. 2012/64.

⁽²⁾ OJ No L 382, 31. 12. 1988, p. 3.

ANNEX B

ANIMAL HEALTH CERTIFICATE

for fresh meat⁽¹⁾ of domestic solipeds intended for consignment to the European Economic Community

Country of destination :

Reference to the public health certificate⁽²⁾ :

Exporting country : German Democratic Republic

Ministry :

Department :

Reference :

(Optional)

I. Identification of meat

Meat of domestic solipeds :

(Animal species)

Nature of cuts :

Nature of packaging :

Number of cuts or packages :

Net weight :

II. Origin of meat

Address(es) and veterinary approval number(s)⁽²⁾ of the approved slaughterhouse(s) :

Address(es) and veterinary approval number(s)⁽²⁾ of the approved cutting plant(s) :

III. Destination of meat

The meat will be sent from :

(Place of loading)

to :

(Country and place of destination)

by the following means of transport⁽³⁾ :

Name and address of consignor :

Name and address of consignee :

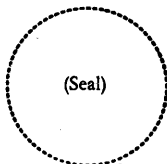
IV. Attestation of health

I, the undersigned, official veterinarian, certify that the fresh meat described above is obtained from animals which have remained in the territory of the German Democratic Republic for at least three months before being slaughtered or since birth in the case of animals less than three months old.

Done at on

(Place)

(Date)



(Signature of official veterinarian)

(Name in capital letters, title and qualifications of signatory)

⁽¹⁾ Fresh meat means all parts fit for human consumption from domestic solipeds which have not undergone any preserving process: however, chilled and frozen meat shall be considered as fresh meat.

⁽²⁾ Optional, when the country of destination authorizes the importation of fresh meat for uses other than human consumption in application of Article 19 (a) of Directive 72/462/EEC.

⁽³⁾ For railway wagons or lorries the registration number should be given, for aircraft the flight number and for ships the name.

COMMISSION DECISION

of 9 March 1989

on improving the efficiency of agricultural structures in the United Kingdom
pursuant to Council Regulation (EEC) No 797/85

(Only the English text is authentic)

(89/223/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of 12 March 1985 on improving the efficiency of agricultural structures⁽¹⁾, as last amended by Regulation (EEC) No 1137/88⁽²⁾, and in particular Article 25 (3) thereof,

Whereas on 23 November 1988 the United Kingdom Government forwarded the following provisions pursuant to Article 24 (4) of Council Regulation (EEC) No 797/85 :

— Statutory instruments 1988 No 1982 and No 1983 relating to investment aid in the Scilly Isles;

Whereas, under Article 25 (3) of Regulation (EEC) No 797/85, the Commission has to decide whether the conditions for a financial contribution from the Community are satisfied in the light of the compatibility of the abovementioned provisions with the aforementioned Regulation and bearing in mind the objectives of the latter and the need to ensure that the various measures are properly related;

Whereas the abovementioned provisions satisfy the conditions and the objectives of Regulation (EEC) No 797/85;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Committee on Agricultural Structures and Rural Development,

HAS ADOPTED THIS DECISION:

Article 1

In view of Statutory instruments 1988 No 1982 and No 1983, the measures adopted by the United Kingdom pursuant to Regulation (EEC) No 797/85 continue to satisfy the conditions for a Community financial contribution to the common measure provided for in Article 1 of Regulation (EEC) No 797/85.

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 9 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission⁽¹⁾ OJ No L 93, 30. 3. 1985, p. 1.⁽²⁾ OJ No L 108, 29. 4. 1988, p. 1.

COMMISSION DECISION

of 9 March 1989

recognizing certain parts of Belgium as being officially swine fever free

(Only the French and Dutch texts are authentic)

(89/224/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 80/1095/EEC of 11 November 1980 laying down conditions designed to render and keep the territory of the Community free from classical swine fever⁽¹⁾, as last amended by Directive 87/487/EEC⁽²⁾, and in particular Article 7 (2) thereof,Having regard to Commission Decision 88/529/EEC of 7 October 1988 approving the plan for the eradication of classical swine fever presented by the Kingdom of Belgium⁽³⁾,

Whereas the development of the disease situation has led the Belgian authorities, in conformity with their plan, to instigate measures which guarantee the protection and maintenance of the status of certain regions;

Whereas no swine fever has been detected and vaccination against swine fever has been stopped for more than 15 months within the areas to be recognized as officially swine fever free;

Whereas the status of the designated officially swine fever free regions will be maintained by the application of the measures provided for in Article 7 (2) of Directive 80/1095/EEC;

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

HAS ADOPTED THIS DECISION:

Article 1

The parts of the territory of Belgium constituted by the regions described in the Annex are hereby recognized as officially swine fever free within the meaning of Article 7 (2) of Directive 80/1095/EEC.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 9 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

*ANNEX***Regions of Belgium which are recognized as officially swine fever free**— The Provinces of Liège, Luxembourg and Namur.

⁽¹⁾ OJ No L 325, 1. 12. 1980, p. 1.⁽²⁾ OJ No L 280, 3. 10. 1987, p. 24.⁽³⁾ OJ No L 291, 25. 10. 1988, p. 78.

COMMISSION DECISION

of 10 March 1989

on improving the efficiency of agricultural structures in Belgium pursuant to Council Regulation (EEC) No 797/85

(Only the French and Dutch texts are authentic)

(89/225/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 797/85 of 12 March 1985 on improving the efficiency of agricultural structures⁽¹⁾, as last amended by Regulation (EEC) No 1137/88⁽²⁾, and in particular Article 25 (3) thereof,Having regard to Commission Regulation (EEC) No 1272/88 of 29 April 1988 laying down detailed rules for applying the set-aside incentive scheme for arable land⁽³⁾,

Whereas on 14 November 1988 the Belgian Government forwarded the following provisions pursuant to Article 24 (4) of Regulation (EEC) No 797/85:

— Ministerial Order of 20 October 1988 on a scheme to encourage the set-aside of arable land;

Whereas, under Article 25 (3) of Regulation (EEC) No 797/85, the Commission has to decide whether the conditions for a financial contribution from the Community are satisfied in the light of the compatibility of the abovementioned provisions with the aforementioned Regulation and bearing in mind the objectives of the latter and the need to ensure that the various measures are properly related;

Whereas the abovementioned provisions satisfy the conditions and the objectives of Title I of Regulation (EEC) No 797/85; whereas they are in accordance with Regulation (EEC) No 1272/88;

Whereas, however, in view of the newness of the set-aside scheme, the Commission reserves the right to re-examine the provisions forwarded, particularly as regards the amount of the aid, on the basis of a report on their

application to be submitted by Belgium pursuant to Article 29 of Regulation (EEC) No 797/85 and to Article 16 (2) of Regulation (EEC) No 1272/88;

Whereas the European Agricultural Guidance and Guarantee Fund (EAGGF) Committee has been consulted on the financial aspects;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Committee on Agricultural Structures and Rural Development,

HAS ADOPTED THIS DECISION:

Article 1

1. The Ministerial Order of 20 October 1988 on a scheme to encourage the set-aside of arable land forwarded by the Belgian Government pursuant to Article 24 (4) of Regulation (EEC) No 797/85 satisfies the conditions for a Community financial contribution to the common measure provided for in Title I of the said Regulation.

2. Up to 31 December 1989 the Commission reserves the right to revise this Decision with effect from that date.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 10 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

(1) OJ No L 93, 30. 3. 1985, p. 1.

(2) OJ No L 108, 29. 4. 1988, p. 1.

(3) OJ No L 121, 11. 5. 1988, p. 36.

COMMISSION DECISION

of 10 March 1989

amending Decision 87/544/EEC authorizing Belgium to specify a minimum number of animals in the case of applications for the special premium for beef producers

(Only the French and Dutch texts are authentic)

(89/226/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 468/87 of 10 February 1987 laying down general rules applying to the special premium for beef producers⁽¹⁾, as last amended by Regulation (EEC) No 572/89⁽²⁾, and in particular Article 3 (2) thereof,Whereas Commission Decision 87/544/EEC⁽³⁾, as amended by Decision 89/38/EEC⁽⁴⁾, authorized Belgium to stipulate that applications for the special premium lodged between 6 April 1987 and 5 March 1989 were to cover not less than a certain number of animals;

Whereas, pending the new premium arrangements for the beef and veal sector, the Council has extended the period of availability of the special premium to 2 April 1989; whereas Decision 87/544/EEC should therefore be amended accordingly;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS DECISION:

Article 1

In Article 1 of Decision 87/544/EEC, '5 March 1989' is hereby replaced by '2 April 1989'.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 10 March 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

⁽¹⁾ OJ No L 48, 17. 2. 1987, p. 4.⁽²⁾ OJ No L 63, 7. 3. 1989, p. 1.⁽³⁾ OJ No L 326, 17. 11. 1987, p. 31.⁽⁴⁾ OJ No L 15, 19. 1. 1989, p. 37.