

English edition

Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1362/97**of 16 July 1997****fixing the representative prices and the additional import duties for molasses in the sugar sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EC) No 1599/96⁽²⁾,

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

Whereas Regulation (EC) No 1422/95 stipulates that the cif import price for molasses, hereinafter referred to as the 'representative price', should be set in accordance with Commission Regulation (EEC) No 785/68⁽⁴⁾; whereas that price should be fixed for the standard quality defined in Article 1 of the above Regulation;

Whereas the representative price for molasses is calculated at the frontier crossing point into the Community, in this case Amsterdam; whereas that price must be based on the most favourable purchasing opportunities on the world market established on the basis of the quotations or prices on that market adjusted for any deviations from the standard quality; whereas the standard quality for molasses is defined in Regulation (EEC) No 785/68;

Whereas, when the most favourable purchasing opportunities on the world market are being established, account must be taken of all available information on offers on the world market, on the prices recorded on important third-country markets and on sales concluded in international trade of which the Commission is aware, either

directly or through the Member States; whereas, under Article 7 of Regulation (EEC) No 785/68, the Commission may for this purpose take an average of several prices as a basis, provided that this average is representative of actual market trends;

Whereas the information must be disregarded if the goods concerned are not of sound and fair marketable quality or if the price quoted in the offer relates only to a small quantity that is not representative of the market; whereas offer prices which can be regarded as not representative of actual market trends must also be disregarded;

Whereas, if information on molasses of the standard quality is to be comparable, prices must, depending on the quality of the molasses offered, be increased or reduced in the light of the results achieved by applying Article 6 of Regulation (EEC) No 785/68;

Whereas a representative price may be left unchanged by way of exception for a limited period if the offer price which served as a basis for the previous calculation of the representative price is not available to the Commission and if the offer prices which are available and which appear not to be sufficiently representative of actual market trends would entail sudden and considerable changes in the representative price;

Whereas where there is a difference between the trigger price for the product in question and the representative price, additional import duties should be fixed under the conditions set out in Article 3 of Regulation (EC) No 1422/95; whereas should the import duties be suspended pursuant to Article 5 of Regulation (EC) No 1422/95, specific amounts for these duties should be fixed;

Whereas application of these provisions will have the effect of fixing the representative prices and the additional import duties for the products in question as set out in the Annex to this Regulation;

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

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 43.

⁽³⁾ OJ No L 141, 24. 6. 1995, p. 12.

⁽⁴⁾ OJ No L 145, 27. 6. 1968, p. 12.

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

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

CN code	Amount of the representative price in ECU per 100 kg net of the product in question	Amount of the additional duty in ECU per 100 kg net of the product in question	Amount of the duty to be applied to imports in ECU per 100 kg net of the product in question because of suspension as referred to in Article 5 of Regulation (EC) No 1422/95 (?)
1703 10 00 (1)	8,47	—	0,00
1703 90 00 (1)	12,52	—	0,00

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

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

COMMISSION REGULATION (EC) No 1363/97
of 16 July 1997

altering the export refunds on white sugar and raw sugar exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Regulation (EC) No 1599/96 ⁽²⁾, and in particular the second subparagraph of Article 19 (4) thereof,

Whereas the refunds on white sugar and raw sugar exported in the natural state were fixed by Commission Regulation (EC) No 1321/97 ⁽³⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EC) No 1321/97 to the informa-

tion known to the Commission that the export refunds at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 1785/81, undenatured and exported in the natural state, as fixed in the Annex to Regulation (EC) No 1321/97 are hereby altered to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 43.

⁽³⁾ OJ No L 182, 1. 7. 1997, p. 4.

ANNEX

to the Commission Regulation of 16 July 1997 altering the export refunds on white sugar and raw sugar exported in its unaltered state

Product code	Amount of refund
	— ECU/100 kg —
1701 11 90 9100	36,22 ⁽¹⁾
1701 11 90 9910	34,79 ⁽¹⁾
1701 11 90 9950	⁽²⁾
1701 12 90 9100	36,22 ⁽¹⁾
1701 12 90 9910	34,79 ⁽¹⁾
1701 12 90 9950	⁽²⁾
	— ECU/1 % of sucrose × 100 kg —
1701 91 00 9000	0,3938
	— ECU/100 kg —
1701 99 10 9100	39,38
1701 99 10 9910	37,83
1701 99 10 9950	37,83
	— ECU/1 % of sucrose × 100 kg —
1701 99 90 9100	0,3938

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

⁽²⁾ Fixing suspended by Commission Regulation (EEC) No 2689/85 (OJ No L 255, 26. 9. 1985, p. 12), as amended by Regulation (EEC) No 3251/85 (OJ No L 309, 21. 11. 1985, p. 14).

COMMISSION REGULATION (EC) No 1364/97**of 16 July 1997****fixing the maximum export refund for white sugar for the 47th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1464/96**

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

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Regulation (EC) No 1599/96 ⁽²⁾, and in particular the second subparagraph of Article 17 (5) (b) thereof,

Whereas Commission Regulation (EC) No 1464/96 of 25 July 1996 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar ⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar;

Whereas, pursuant to Article 9 (1) of Regulation (EC) No 1464/96 a maximum export refund shall be fixed, as the case may be, account being taken in particular of the state and foreseeable development of the Community and world markets in sugar, for the partial invitation to tender in question;

Whereas, following an examination of the tenders submitted in response to the 47th partial invitation to

tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 47th partial invitation to tender for white sugar issued pursuant to Regulation (EC) No 1464/96 the maximum amount of the export refund is fixed at ECU 40,850 per 100 kilograms.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 43.

⁽³⁾ OJ No L 187, 26. 7. 1996, p. 42.

COMMISSION REGULATION (EC) No 1365/97
of 16 July 1997
amending Regulation (EC) No 716/96 adopting exceptional support measures for
the beef market in the United Kingdom

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽¹⁾, as last amended by Regulation (EC) No 2222/96⁽²⁾, and in particular Article 23 thereof,

Whereas Commission Regulation (EC) No 716/96⁽³⁾, as last amended by Regulation (EC) No 2423/96⁽⁴⁾, provides for exceptional support measures for the beef market in the United Kingdom, in particular allowing producers to be paid ECU 0,9 per kilogram live weight for animals slaughtered under the programme introduced by that Regulation; whereas, in the light of price trends on the United Kingdom market, that amount should be adjusted for cows, while a maximum weight should be set for animals qualifying for the arrangements concerned; whereas that maximum weight should be established in the light of the average weight of cows; whereas, therefore, the Community contribution in ecu per animal should also be adjusted;

Whereas the Management Committee for Beef and Veal has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EC) No 716/96 is hereby replaced by the following:

Article 2

1. The price to be paid to producers or their agents by the United Kingdom competent authority pursuant to Article 1 (1) shall be:

- ECU 0,8 per kilogram live weight for cows,
- ECU 0,9 per kilogram live weight for other animals.

No payment shall be made for weights in excess of 560 kilograms live weight, calculated where necessary using the coefficients referred to in paragraph 2.

2. Where it is necessary to weigh the animal concerned after slaughter, in order to calculate what the live weight would have been, the dead weight after

bleeding and removal of the hide, head, feet and viscera shall be multiplied by a coefficient of:

- 2 in the case of cows,
- 1,70 in the case of all other animals.

3. The Community shall co-finance the expenditure incurred by the United Kingdom for the purchases referred to under Article 1 (1) at a rate of ECU 291 per head in the case of cows and ECU 328 per head in the case of animals other than cows for each purchased animal destroyed in accordance with the provisions of Article 1.

However, an advance equal to 80 % of the Community contribution shall be paid after the animal concerned has been rendered in accordance with Article 1 (2).

4. Should the purchase referred to in Article 1 (1) involve a castrated male bovine animal, payment of the full price referred to in paragraph 1 shall be conditional on no application for a deseasonalization premium as referred to in Article 4c of Regulation (EEC) No 805/68 having been made for the animal that was sold.

The producer or his agent shall undertake to ensure that this premium is not sought for the animal in question.

Should this undertaking not be given, the amount of the price to be paid in accordance with paragraph 1 for the animal in question shall be reduced by an amount equal to the applicable amount of the deseasonalization premium. Should an application for this premium be presented for this animal, the producer concerned shall be obliged to refund out of the price received for the animal an amount equal to the applicable deseasonalization premium. In these two cases, the rate of the Community contribution provided for in paragraph 3 shall be reduced by an amount equal to the applicable deseasonalization premium.

5. The conversion rate to be applied shall be the agricultural rate valid on the first day of the month of the purchase of the animal in question.'

Article 2

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

It shall apply to animals purchased from 4 August 1997.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 296, 21. 11. 1996, p. 50.

⁽³⁾ OJ No L 99, 20. 4. 1996, p. 14.

⁽⁴⁾ OJ No L 329, 19. 12. 1996, p. 43.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 1366/97
of 16 July 1997

amending Regulation (EC) No 1261/96 establishing the forecast supply balance for the Canary Islands as regards wine products qualifying under the specific arrangements provided for in Articles 2 to 5 of Council Regulation (EEC) No 1601/92

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

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 concerning specific measures for the Canary Islands with regard to certain agricultural products⁽¹⁾, as last amended by Regulation (EC) No 2348/96⁽²⁾, and in particular Articles 2, 3(4) and 4(4) thereof,

Whereas Commission Regulation (EC) No 1261/96⁽³⁾, as last amended by Regulation (EC) No 327/97⁽⁴⁾, fixes the quantities of the forecast supply balance for wine products qualifying for Community aid for the period 1 July 1996 to 30 June 1997;

Whereas the quantities of the forecast supply balance fixed for the period 1 July 1996 to 30 June 1997 should be renewed to continue supplies, taking account of the special situation of production in the Canary Islands; whereas the aid for the supply to the Canary Islands should also be fixed at the amounts given in Annex II,

taking account of the quotations or prices for the said wine products in the European part of the Community and on the world market;

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

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1261/96 are hereby replaced by the Annexes hereto.

Article 2

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

It shall apply with effect from 1 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 173, 27. 6. 1992, p. 13.

⁽²⁾ OJ No L 320, 11. 12. 1996, p. 1.

⁽³⁾ OJ No L 163, 2. 7. 1996, p. 15.

⁽⁴⁾ OJ No L 55, 25. 2. 1997, p. 1.

ANNEX I

WINE PRODUCTS

Forecast supply balance for the Canary Islands

(1 July 1997 to 30 June 1998)

CN code	Description	Quantity (hectolitres)
ex 2204 21 79	Wines:	} 115 500
ex 2204 21 80	— originating in third countries: wines bearing only the	
ex 2204 21 83	name of the country of origin with no other indication or	
ex 2204 21 84	geographical designation	
	— originating in the Community: table wine within the	} 129 500
	meaning of point 13 of Annex I to Regulation (EEC) No	
ex 2204 29 62	Wines:	} 245 000
ex 2204 29 64	— originating in third countries: wines bearing only the	
ex 2204 29 65	name of the country of origin with no other indication or	
ex 2204 29 71	geographical designation	
ex 2204 29 72	— originating in the Community: table wine within the	
ex 2204 29 75	meaning of point 13 of Annex I to Regulation (EEC) No	
ex 2204 29 83	822/87	
ex 2204 29 84		
	Total	245 000

ANNEX II

Aid granted in respect of the products listed in Annex I

(ecu/bl)

Product code	Aid applicable to products coming from the Community
2204 21 79 9120	4,782
2204 21 79 9220	4,782
2204 21 79 9180	9,743
2204 21 79 9280	11,407
2204 21 79 9910	4,782
2204 21 80 9180	10,595
2204 21 80 9280	12,405
2204 21 83 9120	4,782
2204 21 83 9180	13,308
2204 21 84 9180	14,473
2204 29 62 9120	4,782
2204 29 62 9220	4,782
2204 29 62 9180	9,743
2204 29 62 9280	11,407
2204 29 62 9910	4,782
2204 29 64 9120	4,782
2204 29 64 9220	4,782
2204 29 64 9180	9,743
2204 29 64 9280	11,407
2204 29 64 9910	4,782
2204 29 65 9120	4,782
2204 29 65 9220	4,482
2204 29 65 9180	9,743
2204 29 65 9280	11,407
2204 29 65 9910	4,782
2204 29 71 9180	10,595
2204 29 71 9280	12,405
2204 29 72 9180	10,595
2204 29 72 9280	12,405
2204 29 75 9180	10,595
2204 29 75 9280	12,405
2204 29 83 9120	4,782
2204 29 83 9180	13,308
2204 29 84 9180	14,473

COMMISSION REGULATION (EC) No 1367/97

of 16 July 1997

amending Regulation (EC) No 271/97 laying down detailed rules for the application of the arrangements applicable to imports laid down in Council Regulation (EC) No 70/97 as regards certain beef and veal products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 70/97 of 20 December 1996 concerning the arrangements applicable to imports into the Community of products originating in the Republics of Bosnia-Herzegovina, Croatia and the former Yugoslav Republic of Macedonia and to imports of wine originating in the Republic of Slovenia⁽¹⁾, as amended by Regulation (EC) No 825/97⁽²⁾, and in particular Article 10 thereof,

Whereas Commission Regulation (EC) No 271/97⁽³⁾ lays down detailed rules for the application of the arrangements applicable to imports laid down in Regulation (EC) No 70/97 as regards 'baby beef' from Croatia, Bosnia-Herzegovina and Macedonia; whereas Regulation (EC) No 825/97 extends these arrangements to include the Federal Republic of Yugoslavia; whereas Regulation (EC) No 271/97 should therefore be amended to lay down certain detailed rules for imports of 'baby beef' from that country;

Whereas Regulation (EC) No 271/97 is applicable from 1 January 1997; whereas provision should be made for the partial reimbursement, at the request of the interested party and under certain conditions, of the customs duties for the products covered by this Regulation imported into the Community between 1 January and 22 February 1997, when the abovementioned Regulation entered into force; whereas the amount to be reimbursed is 80 % of the CCT duty applicable on the day of importation;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 271/97 is hereby amended as follows:

1. the following indent is added in Article 1 (1):

'— 9 975 tonnes of "baby beef" expressed in carcase weight, originating in and coming from the Federal Republic of Yugoslavia.'

2. the following subparagraph is added after the first subparagraph of Article 1 (1):

'The four quotas referred to in the first subparagraph shall bear the following serial numbers, respectively: 09.4503, 09.4504, 09.4505 and 09.4506.'

3. the first subparagraph of Article 3 (1) is replaced by the following:

'1. The certificates of authenticity referred to in Article 2 shall be made out in one original and two copies, to be printed and completed in one of the official languages of the European Community, in accordance with the models in Annexes I, II, III and V respectively for the four countries concerned; they may also be printed and completed in the official language or one of the official languages of the exporting country.'

4. the following Article is inserted after Article 6:

Article 6a

At the request of the interested party and on presentation of proof that the products released for free circulation in the Community between 1 January and 22 February 1997 following payment of the full customs duties were accompanied by a specific certificate corresponding to the certificates of authenticity referred to in Annexes I, II, III and V and certified by one of the bodies listed in Annex IV, the Member States shall reimburse 80 % of the customs duty paid.'

5. in Article 7, 'and the Federal Republic of Yugoslavia' shall be added after 'Macedonia';

6. in Annex IV, the following indent is inserted:

'— Federal Republic of Yugoslavia: Federal Ministry of Agriculture';

7. the Annex to this Regulation is added as Annex V.

Article 2

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

It shall apply with effect from 1 January 1997.

⁽¹⁾ OJ No L 16, 18. 1. 1997, p. 1.

⁽²⁾ OJ No L 119, 8. 5. 1997, p. 4.

⁽³⁾ OJ No L 45, 15. 2. 1997, p. 12.

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

Done at Brussels, 16 July 1997.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

ANNEX V

1. Consignor (full name and address)	<p align="center">CERTIFICATE No 0000</p> <p align="center">ORIGINAL</p> <p align="center">FEDERAL REPUBLIC OF YUGOSLAVIA</p>		
2. Consignee (full name and address)	<p align="center">CERTIFICATE</p> <p align="center">for exports to the EC of bovine animals and meat of bovine animals (application of Regulation (EC) No 271/97)</p>		
<p>NOTES</p> <p>A. This certificate shall be prepared in one original and two copies.</p> <p>B. The original and its two copies shall be typewritten or completed by hand; in the latter case, they must be completed in block letters in ink.</p>			
3. Item number; marks, numbers, number and kind of packages or head of cattle; description of goods	4. Combined nomenclature subheading	5. Gross weight (kg)	6. Net weight (kg)
7. Net weight (kg) (in words)			
<p>8. I, the undersigned, acting on behalf of the authorized issuing body (box No 9) certify that the goods described above were subjected to health inspection at in accordance with the attached veterinary certificate of originate in and come from the Federal Republic of Yugoslavia and correspond exactly to the definition contained in Annex F to Council Regulation (EC) No 70/97 of 20 December 1996 concerning the arrangements applicable to the import into the Community of products originating in the Republics of Bosnia-Herzegovina and Croatia, the Federal Republic of Yugoslavia and the Former Yugoslav Republic of Macedonia (OJ No L 16, 18. 1. 1997, p. 1).</p>			
9. Authorized issuing body	Place:	Date:	
	(Stamp of issuing body) (Signature)	

COMMISSION REGULATION (EC) No 1368/97

of 16 July 1997

concerning Regulation (EC) No 1970/96 of 14 October 1996 opening and laying down detailed rules for the management of a Community tariff quota for millet falling within CN code 1008 20 00

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1970/96 of 14 October 1996 opening and laying down detailed rules for the management of a Community tariff quota for millet falling within CN code 1008 20 00⁽³⁾, and in particular Article 2 (4) thereof,

Whereas, in accordance with Regulation (EC) No 1970/96, the Commission must fix a single coefficient for reducing the quantities in the import licences applied for where these quantities exceed the quantities in the annual quota; whereas applications for import licences submitted on 14 July 1997 for millet falling within CN code 1008 20 00 relate to 18 808 tonnes and the maximum

quantity which may be imported is 1 300 tonnes at a duty rate of ECU 7 per tonne; whereas the corresponding percentage reductions for import licence applications submitted on 14 July 1997 should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for licences for the millet quota provided for in Regulation (EC) No 1970/96 at a duty rate of ECU 7 per tonne for millet falling within CN code 1008 20 00 submitted on 14 July 1997 and forwarded to the Commission, shall be accepted for the tonnages indicated therein multiplied by a coefficient of 0,069120.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 261, 15. 10. 1996, p. 34.

COMMISSION REGULATION (EC) No 1369/97
of 16 July 1997

concerning Regulation (EC) No 1218/96 relating to the partial exemption from the import duty for certain products in the cereals sector laid down in the Agreements between the European Community and the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, the Republic of Bulgaria and the Republic of Romania

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾, and in particular Article 9 thereof,

Whereas Commission Regulation (EC) No 1218/96 of 28 June 1996 relating to the partial exemption from the import duty for certain products in the cereals sector laid down in the Agreements between the European Community and the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, the Republic of Bulgaria and the Republic of Romania⁽³⁾, as last amended by Regulation (EC) No 202/97⁽⁴⁾, specifies the quantities of barley and common wheat originating in the Czech and Slovak Republics and the Republic of Hungary which enjoy preferential access under the Interim Agreement concluded with those countries;

Whereas the Commission must fix a single coefficient for reducing the quantities in the import licences applied for

where these quantities exceed the quantities in the annual quota; whereas applications for import licences submitted on 14 and 15 July 1997 for wheat from the Republic of Hungary relate to 7 710 244 tonnes and the maximum quantity which may be imported is 116 000 tonnes at a duty reduced by 80 %,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for licences for the 'Hungary' quota provided for in Regulation (EC) No 1218/96 at an import duty reduced by 80 % for common wheat and durum wheat falling within CN codes 1001 90 99 and 1001 10 00 submitted on 14 and 15 July 1997 and forwarded to the Commission, shall be accepted for the tonnages indicated therein multiplied by a coefficient of 0,015045.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 161, 29. 6. 1996, p. 51.

⁽⁴⁾ OJ No L 31, 1. 2. 1997, p. 64.

COMMISSION REGULATION (EC) No 1370/97
of 16 July 1997
fixing the export refunds on olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 (EC) No 1581/96⁽²⁾, and in particular Article 3 (3) thereof,

Whereas Article 3 of Regulation No 136/66/EEC provides that, where prices within the Community are higher than world market prices, the difference between these prices may be covered by a refund when olive oil is exported to third countries;

Whereas the detailed rules for fixing and granting export refunds on olive oil are contained in Commission Regulation (EEC) No 616/72⁽³⁾, as last amended by Regulation (EEC) No 2962/77⁽⁴⁾;

Whereas Article 3 (3) of Regulation No 136/66/EEC provides that the refund must be the same for the whole Community;

Whereas, in accordance with Article 3 (4) of Regulation No 136/66/EEC, the refund for olive oil must be fixed in the light of the existing situation and outlook in relation to olive oil prices and availability on the Community market and olive oil prices on the world market; whereas, however, where the world market situation is such that the most favourable olive oil prices cannot be determined, account may be taken of the price of the main competing vegetable oils on the world market and the difference recorded between that price and the price of olive oil during a representative period; whereas the amount of the refund may not exceed the difference between the price of olive oil in the Community and that on the world market, adjusted, where appropriate, to take account of export costs for the products on the world market;

Whereas, in accordance with Article 3 (3) third indent, point (b) of Regulation No 136/66/EEC, it may be decided that the refund shall be fixed by tender; whereas the tendering procedure should cover the amount of the

refund and may be limited to certain countries of destination, quantities, qualities and presentations;

Whereas the second indent of Article 3 (3) of Regulation No 136/66/EEC provides that the refund on olive oil may be varied according to destination where the world market situation or the specific requirements of certain markets make this necessary;

Whereas the refund must be fixed at least once every month; whereas it may, if necessary, be altered in the intervening period;

Whereas it follows from applying these detailed rules to the present situation on the market in olive oil and in particular to olive oil prices within the Community and on the markets of third countries that the refund should be as set out in the Annex hereto;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92⁽⁵⁾, as last amended by Regulation (EC) No 150/95⁽⁶⁾, are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93⁽⁷⁾, as last amended by Regulation (EC) No 1482/96⁽⁸⁾;

Whereas the Management Committee for Oils and Fats has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (2) (c) of Regulation No 136/66/EEC shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 11.

⁽³⁾ OJ No L 78, 31. 3. 1972, p. 1.

⁽⁴⁾ OJ No L 348, 30. 12. 1977, p. 53.

⁽⁵⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁶⁾ OJ No L 22, 31. 1. 1995, p. 1.

⁽⁷⁾ OJ No L 108, 1. 5. 1993, p. 106.

⁽⁸⁾ OJ No L 188, 27. 7. 1996, p. 22.

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

Done at Brussels, 16 July 1997.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

to the Commission Regulation of 16 July 1997 fixing the export refunds on olive oil

(ECU/100 kg)

Product code	Amount of refund (1)
1509 10 90 9100	24,00
1509 10 90 9900	0,00
1509 90 00 9100	27,00
1509 90 00 9900	0,00
1510 00 90 9100	0,00
1510 00 90 9900	0,00

(1) For destinations mentioned in Article 34 of amended Commission Regulation (EEC) No 3665/87 (OJ No L 351, 14. 12. 1987, p 1), as well as for exports to third countries.

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87.

COMMISSION REGULATION (EC) No 1371/97

of 16 July 1997

fixing the maximum export refunds for olive oil for the 16th partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2081/96

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European 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 (EC) No 1581/96⁽²⁾, and in particular Article 3 thereof,

Whereas Commission Regulation (EC) No 2081/96⁽³⁾ issued a standing invitation to tender with a view to determining the export refunds on olive oil;

Whereas Article 6 of Regulation (EC) No 2081/96 provides that maximum amounts are to be fixed for the export refunds in the light in particular of the current situation and foreseeable developments on the Community and world olive-oil markets and on the basis of the tenders received; whereas contracts are awarded to any tenderer who submits a tender at the level of the maximum refund or at a lower level;

Whereas, for the purposes of applying the abovementioned provisions, the maximum export refunds should be set at the levels specified in the Annex;

Whereas the Management Committee for Oils and Fats has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refunds for olive oil for the 16th partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2081/96 are hereby fixed in the Annex, on the basis of the tenders submitted by 9 July 1997.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

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

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 11.

⁽³⁾ OJ No L 279, 31. 10. 1996, p. 17.

ANNEX

to the Commission Regulation of 16 July 1997 fixing the maximum export refunds for olive oil for the 15th partial invitation to tender under the standing invitation to tender issued by Regulation (EC) No 2081/96

(ECU/100 kg)

Product code	Amount of refund
1509 10 90 9100	27,90
1509 10 90 9900	—
1509 90 00 9100	31,50
1509 90 00 9900	—
1510 00 90 9100	—
1510 00 90 9900	—

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87.

COMMISSION REGULATION (EC) No 1372/97
of 16 July 1997
amending the import duties in the cereals sector

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector⁽³⁾, as amended by Regulation (EC) No 641/97⁽⁴⁾, and in particular Article 2 (1) thereof,

Whereas the import duties in the cereals sector are fixed by Commission Regulation (EC) No 1360/97⁽⁵⁾;

Whereas Article 2 (1) of Regulation (EC) No 1249/96 provides that if during the period of application, the

average import duty calculated differs by ECU 5 per tonne from the duty fixed, a corresponding adjustment is to be made; whereas such a difference has arisen; whereas it is therefore necessary to adjust the import duties fixed in Regulation (EC) No 1360/97,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1360/97 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 161, 29. 6. 1996, p. 125.

⁽⁴⁾ OJ No L 98, 15. 4. 1997, p. 2.

⁽⁵⁾ OJ No L 186, 16. 7. 1997, p. 20.

ANNEX I

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

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (ECU/tonne)	Import duty by air or by sea from other ports ⁽²⁾ (ECU/tonne)
1001 10 00	Durum wheat ⁽¹⁾	0,00	0,00
1001 90 91	Common wheat seed	29,09	19,09
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	29,09	19,09
	medium quality	53,39	43,39
	low quality	65,28	55,28
1002 00 00	Rye	74,41	64,41
1003 00 10	Barley, seed	74,41	64,41
1003 00 90	Barley, other ⁽³⁾	74,41	64,41
1005 10 90	Maize seed other than hybrid	91,66	81,66
1005 90 00	Maize other than seed ⁽³⁾	91,66	81,66
1007 00 90	Grain sorghum other than hybrids for sowing	86,35	76,35

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

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

- ECU 3 per tonne, where the port of unloading is on the Mediterranean Sea, or
- ECU 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

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

ANNEX II

Factors for calculating duties

(for 15 July 1997)

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

Exchange quotations	Minneapolis	Kansas City	Chicago	Chicago	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	US barley 2
Quotation (ECU/tonne)	123,36	115,63	112,55	91,27	180,09 (1)	97,96 (1)
Gulf premium (ECU/tonne)	—	12,14	3,33	10,16	—	—
Great lake premium (ECU/tonne)	18,97	—	—	—	—	—

(1) Fob Duluth.

2. Freight/cost: Gulf of Mexico — Rotterdam: ECU 13,58 per tonne; Great Lakes — Rotterdam: ECU 23,32 per tonne.

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

COMMISSION REGULATION (EC) No 1373/97
of 16 July 1997
altering the corrective amount applicable to the refund on cereals

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾, and in particular Article 13 (8) thereof,

Whereas the corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EC) No 1229/97⁽³⁾;

Whereas, on the basis of today's cif prices and cif forward delivery prices, taking foreseeable developments on the market into account, the corrective amount at present applicable to the refund on cereals should be altered;

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

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92⁽⁴⁾, as last

amended by Regulation (EC) No 150/95⁽⁵⁾, are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93⁽⁶⁾, as last amended by Regulation (EC) No 1482/96⁽⁷⁾,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 173, 1. 7. 1997, p. 18.

⁽⁴⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁵⁾ OJ No L 22, 31. 1. 1995, p. 1.

⁽⁶⁾ OJ No L 108, 1. 5. 1993, p. 106.

⁽⁷⁾ OJ No L 188, 27. 7. 1996, p. 22.

ANNEX

to the Commission Regulation of 16 July 1997 altering the corrective amount applicable to the refund on cereals

(ECU/tonne)

Product code	Destination (1)	Current	1st period	2nd period	3rd period	4th period	5th period	6th period
		7	8	9	10	11	12	1
0709 90 60	—	—	—	—	—	—	—	—
0712 90 19	—	—	—	—	—	—	—	—
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	—	—	—	—	—	—	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	01	0	0	0	0	0	—	—
1002 00 00 9000	01	0	0	0	0	0	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	01	0	0	0	0	0	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	—	—	—	—	—	—	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	—	—	—	—	—	—	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	—	—	—	—	—	—	—	—
1101 00 15 9130	—	—	—	—	—	—	—	—
1101 00 15 9150	—	—	—	—	—	—	—	—
1101 00 15 9170	—	—	—	—	—	—	—	—
1101 00 15 9180	—	—	—	—	—	—	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	01	0	0	0	0	0	—	—
1102 10 00 9700	—	—	—	—	—	—	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	—	—	—	—	—	—	—	—
1103 11 10 9400	—	—	—	—	—	—	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	—	—	—	—	—	—	—	—
1103 11 90 9800	—	—	—	—	—	—	—	—

(1) The destinations are identified as follows:

01 all third countries.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ No L 214, 30. 7. 1992, p. 20).

COMMISSION REGULATION (EC) No 1374/97

of 16 July 1997

establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 2375/96⁽²⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EC) No 150/95⁽⁴⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 17 July 1997.

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

Done at Brussels, 16 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ No L 325, 14. 12. 1996, p. 5.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 16 July 1997 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0709 90 77	052	107,8
	999	107,8
0805 30 30	388	69,0
	524	47,9
	528	55,3
	999	57,4
0808 10 71, 0808 10 73, 0808 10 79	388	84,3
	400	79,2
	508	89,2
	512	62,7
	524	72,4
	528	65,0
	800	162,7
	804	97,6
	999	89,1
	0808 20 51	388
512		59,8
528		110,7
804		67,9
0809 10 40	999	75,3
	064	123,9
0809 20 59	999	123,9
	052	227,8
	064	191,0
	068	157,0
	400	218,1
	616	187,1
	999	196,2
0809 40 30	624	270,2
	999	270,2

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 68/96 (OJ No L 14, 19. 1. 1996, p. 6). Code '999' stands for 'of other origin'.