II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 25 June 1992

authorizing the Italian Republic to apply intra-Community surveillance in respect of bananas originating in certain third countries and put into free circulation in the other Member States

(Only the Italian text is authentic)

(92/397/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to Commission Decision 87/433/EEC of 22 July 1987, on surveillance and protective measures which Member States may be authorized to take pursuant to Article 115 of the EEC Treaty [1], and in particular Articles 1, 2 and 5 thereof;

Whereas on 18 June 1992, the Italian Government applied for authorization to apply intra-Community surveillance to imports of bananas falling within CN code 0803 00 10 originating in certain third countries other than the African, Caribbean and Pacific (ACP) States [2] and put into free circulation in the other Member States;

Whereas the Italian Government has stated that the circumstances which led the Commission to adopt intra-Community surveillance measures in the past still prevail, namely the need to ensure the effectiveness of the commercial policy measures which Italy applied in respect of direct imports of fresh bananas originating in certain third countries other than the ACP States in order to attain the objective laid down in Protocol 5 to the Lomé Convention;

Whereas, as indicated by the Italian Govemment, in view of the serious domestic crisis in Somalia, which is disrupting exports of bananas to the Italian market from this traditional ACP supplier, imports of bananas from the dollar zone, direct or from other Member States, need to be controlled in order to ensure that the objectives of the Protocol referred to above are achieved;

Whereas, in these circumstances and with regard to the achievement of the single market in the Community, it is therefore necessary to authorize the Italian republic to apply intra-Community surveillance until 31 December 1992 to imports of the products in question,

HAS ADOPTED THIS DECISION:

Article 1

The Italian Republic is hereby authorized to apply intra-Community surveillance until 31 December 1992 to imports of bananas falling within CN code 0803 00 10 originating in the third countries listed in the Annex and put into free circulation in the other Member States, in accordance with Decision 87/433/EEC.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 25 June 1992.

For the Commission

Frans ANDRIESSEN

Vice-President

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[1] OJ No L 238, 21. 8. 1987, p. 26.

[2] Bolivia, Canada, Colombia, Costa Rica, Cuba, Ecuador, El Salvador, Guatemala, Honduras, Mexico, Nicaragua, Panama, Phillippines, United States of America, Venezuela.

ANNEX

Third countries of origin referred to in Article 1 :

Bolivia
Canada
Colombia
Costa Rica
Cuba
Ecuador
El Salvador
Guatemala
Honduras
Mexico
Nicaragua
Panama
Philippines
United States of America
Venezuela.