REGULATION (EEC) No 2738/73 OF THE COUNCIL

of 8 October 1973

amending Regulation (EEC) No 859/72 on the treatment to be accorded to certain fruit and vegetables originating in Associated African States and Madagascar or in the Overseas Countries and Territories

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas Council Regulation (EEC) No 859/72 of 25 April 1972 on the treatment to be accorded to certain fruit and vegetables originating in Associated African States and Madagascar or in the Overseas Countries and Territories [1] provides for exemption from customs duties for the whole or part of the year, as appropriate ; whereas, in view of the importance of those products in the trade of those States, Countries and Territories, the special arrangements now obtaining should be improved ;

Whereas the Associated States have been consulted,

HAS ADOPTED THIS REGULATION :

Article 1

The text of Article 1 of Regulation (EEC) No 859/72 is replaced by the following :

'The products listed below which originate in the Associated African States or Madagascar or in the Overseas Countries and Territories shall be exempt from customs duties on importation into the Community :

07.01 Vegetables, fresh or chilled :

F. Leguminous vegetables, shelled or unshelled :

ex I. Peas :

From 1 August to 30 April

ex II. Beans (of the species *Phaseolus*) :

From 1 October to 31 May

III. Other

G. Carrots, turnips, salad beetroot, salsify, celeriac

ex IV. Other :

— moolis *(Raphanus satibus)*

S. Sweet peppers :

From 1 December to 31 May

T. Other :

— Aubergines :

From 1 November to 15 May

— Marrows (including courgettes), squash and pumpkins :

From 1 October to 15 May

— Celery :

From 1 May to 31 October

— Other

08.08 Berries, fresh :

E. Papaws

F. Other :

— Passion fruit

08.09 Other fruit, fresh :

— Melons and the like :

From 1 September to 31 May

— Other.'

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 from 1 October 1973.

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

Done at Brussels, 8 October 1973.

For the Council

The President

I. NØRGAARD

[1] OJ No L 101, 28. 4. 1972, p. 5.