REGULATION (EEC) No 334/73 OF THE COMMISSION

of 31 January 1973

fixing the conversion factors to be applied to the buying-in price for apples fixed by Council Regulation (EEC) No 183/73

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 1035/72 [1] of 18 May 1972 on the common organization of the market in fruit and vegetables, as last amended by Regulation (EEC) No 2745/72 [2], and in particular Article 16 (4) thereof ;

Whereas in Regulation (EEC) No 183/73 [3] the Council fixed the basic price and buying-in price for apples for the period from 1 February 1973 to 31 May 1973; whereas these prices relate to packed products of certain varieties of Class I, of certain sizes ; whereas under Article 16 (4) of Regulation (EEC) No 1035/72 the conversion factors by which the prices of products having different characteristics are calculated should be fixed ; whereas, as regards quality, the provisions of the second subparagraph of Article 19 (2) of Regulation (EEC) No 1035/72 are such that it is enough to fix the conversion factors for Classes II and III ;

Whereas the various conversion factors required must be based on prices recorded on the markets ;

Whereas, moreover, the packaging in which the product is presented is not taken into consideration in calculating the basic price and buying-in price ; whereas, however, products in respect of which intervention may take place as provided for in Articles 18 and 19 of Regulation (EEC) No 1035/72 may be presented in new packages of the 'Perdu' type ; whereas, to encourage the disposal of these products in accordance with the first and sixth indents of Article 21 (1) (a) of Regulation (EEC) No 1035/72, the buying-in of these products 'inclusive of packing' should be provided for in this case, when the packing is not retrieved for re-use ; whereas such buying-in operations could be carried out only if the use of packing of this type, which is rather expensive, were justified by the trade value of the products in question ; whereas the buying-in of products 'inclusive of packing' should, therefore be restricted to the Classes 'Extra', 'I' and 'II' ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Fruit and Vegetables ;

HAS ADOPTED THIS REGULATION :

Article 1

The conversion factors provided for in Articles 16 (4) of Regulation (EEC) No 1035/72 regarding variety, class, sizing and form of packing shall be as follows for apples :

'Variety' conversion factor

Varieties	Conversion factor
— Cox's orange pippin	— February : 1·20 — from March : 1·00
— Golden Delicious, Winston, Belle de Boskoop and mutations, Reinette du Canada	1·00
— Red Delicious, Richard, Stark Delicious, Starking, Starkrimson	— until March inclusive : 1·00 — from April : 0·90
— Berlepsch, different varieties of Cox's other than Cox's orange pippin and Cox's pomona, Annurca, Laxton's superb, Ingrid Marie	0·90

[1] OJ No L 118, 20. 5. 1972, p. 1.
[2] OJ No L 291, 28. 12. 1972, p. 147.
[3] OJ No L 25, 30. 1. 1973, p. 15.

Varieties	Conversion factor
— Democrat, Stayman winesap, Staymanred and mutations, Zuccalmaglio reinette, Lombartscalville, Jonathan and mutations, Lavina	0·75
— W. Winterglockenapfel	— February : 0·65 — from March : 0·75
— Reinette de France, Reinette étoilée (Rote Sternreinette, Sterappel), Rosa Mantovana, Rosa del Caldaro (Kalterer), Reinette de Chênée, Ellison's orange, Golden Nobel (Gelber Edel), Sergente, Geheimrat Dr. Oldenburg, Winter winesap	0·65
— Reine des reinettes (Goldparmäne, Permena dorata), Gravensteiner, Imperatore (Rome Beauty, Morgenduft), Glorie van Holland, James Grieve and mutations	— February : 0·60 — from March : 0·55
— Finkenwerder, Winter Banana, Limoncella, Commercie, Reinette Clochard, Ontario, Reinette du Mans, Lemoenapfel, Bramley's Seedling	0·50
— other varieties	0·40

'Class' conversion factor

Class	Conversion factor
II	0·7
III	0·35

'Sizing' conversion factor

Sizing	Conversion factor
1. *Class*	
EXTRA, I and II	
a) Varieties listed in the Annex	
— 70 mm or more	1·00
— less than 70 mm	0·70
— mixed	0·70
b) Other varieties	
— 65 mm or more	1·00
— less than 65 mm	0·60
— mixed	0·60
2. *Class III*	
— all sizings	1·00

'Presentation' conversion factor

Presentation	Conversion factor
— packed	1·00
— in bulk in a vehicle	0·95

Article 2

Where, in respect of apples of the Quality Classes 'Extra', 'I' and 'II', presented in new packing of the 'Perdu' type, the intervention operations provided for in Articles 18 and 19 respectively of Regulation (EEC) No 1035/72 are carried out 'inclusive of packing', the buying-in price shall be adjusted not only by the conversion factors provided for in Article 1 but also by a packing conversion factor in cases where the products are distributed in accordance with the first and sixth indents of Article 21 (1) (a) of Regulation (EEC) No 1035/72 and the packing is not retrieved for re-use.

The conversion factor provided for in the preceding subparagraph shall be so fixed that when applied to the buying-in price as already adjusted by the other factors it results in an increase in the price of 1·9 units of account per 100 kilogrammes net.

Article 3

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

It shall be applicable from 1 February 1973 until 31 May 1973.

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

Done at Brussels, 31 January 1973.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

List of varieties of large eating apples

— Belle de Boskoop and mutations (Boskoop und Mutationen, Bella di Boskoop e mutazioni, Schone van Boskoop of Goudreinette en mutaties)

— Golden Delicious

— Gravenstein (Gravensteiner)

— James Grieve and mutations (James Grieve und Mutationen, James Grieve e mutazioni, James Grieve en mutaties)

— Reinette de Landsberg (Landsberger, Landsberger Reinette)

— Triomphe de Luxembourg (Luxemburger Triumph)

— Ontario

— Rambour d'hiver (Winter Rambour, Winterrambour)

— Transparente de Croncels (Croncels)

— Winter Banana (Winterbananenapfel)

— Groupe des Calvilles (Gruppe Kalvill, Gruppo delle Calville, Calvillegroep)

— Red Delicious and mutations (Red Delicious und Mutationen, Red Delicious e mutazioni, Red Delicious en mutaties)

— Starkrimson

— Reinette blanche and Reinette grise du Canada (Kanada Renette, Renetta del Canada, Reinette van Canada)

— Black Stayman

— Staymanred and mutations

— Stayman Winesap

— Jacques Lebel (Lebel, Jacob Lebel)

— Belle double flower (Doppelter Bellefleur, Dubbele Bellefleur)

— Bramley's Seedling (Bramley, Triomphe de Kiel)

— Bismarck

— Black Ben Davis

— Democrat

— Morgenduft (Rome Beauty)

— Imperatore

— Charles Ross

— Cox's pomona

— Crimson Bramley

— Ellison's orange (Ellison)

— Reinette de France (France Reinette, Renetta di Francia)

— Saure Camerse (Camerse zure)

— Glorie van Holland

— Grossherzog Friedrich von Baden (Groothertog Frederik van Baden)

— Graham (Graham Royal Jubilé)

— Tydeman's Early Worcester

— Lane's Prince Albert

— Lemoen Apfel (Lemoenappel)
— Notarapfel (Notaris, Notarisappel)
— Orleans Reinette
— Pater v. d. Elsen
— Signe Tillisch
— Königin (The Queen)
— Zigeunerin
— Altländer
— Finkenwerder
— Gelber Edel
— Blenheim
— Brettacher
— Horneburger
— Jacob Fischer
— Musch
— Zabergäu
— Melrose