REGULATION EEC) No 335/73 OF THE COMMISSION

of 31 January 1973

fixing the conversion factors to be applied to the buying-in price for pears fixed by Council Regulation (EEC) No 184/73

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 Council Regulation (EEC) No 184/73 [3] fixed the basic price and the buying-in price for pears for the period from 1 February 1973 to 30 April 1973 ; whereas those prices relate to certain varieties of Class 'I' which are of certain sizes and are presented in packages ; whereas, pursuant to Article 16 (4) of Regulation (EEC) No 1035/72, it is necessary to fix conversion factors in order to calculate the buying-in prices of products having different characteristics ; whereas as regards quality it results from the second subparagraph of Article 19 (2) of that Regulation that a determination of the conversion factor for classes 'II and 'III' is required ;

Whereas the other conversion factors shall be fixed on the basis of prices recorded on the market ;

Whereas, moreover, for the calculation of the basic price and the buying-in price the cost of the packaging in which the product is presented is not taken into consideration ; whereas, however, the products which are the object of intervention operations under Articles 18 and 19 of Regulation (EEC) No 1035/72 may have the characteristic of being presented in new non-returnable packaging ; whereas, in order to encourage the disposal of these products for one of the uses specified in the first and sixth indents of Article 21 (1) (a) of Regulation (EEC) No 1035/72, provision should be made in such case for these products to be bought-in 'package included' whenever the packaging is not recovered for subsequent use ; whereas, however, such purchase should be made only where the use of expensive packaging of this kind is justified by the market value of the products in question ; whereas, consequently, purchases of products 'package included' should be limited to products of the classes 'Extra', 'I' and 'II';

Whereas the measures provided by the present Regulation are in conformity with the advice of the Management Committee for Fruit and Vegetables.

HAS ADOPTED THIS REGULATION :

Article 1

With regard to pears, the conversion factors referred to in Article 16 (4) of Regulation (EEC) No 1035/72 are, as to variety, class, sizing and packaging, fixed as follows :

'Variety' conversion factor

Variety	Conversion factor
— Doyenné du Comice	1·30
— Beurré Hardy (Hardy Butter Pear), Triomphe de Vienne, Beurré Durondeau (Durondeau Butter Pear), Abbé Fetel, Conférence, Passe Crassane, Alexander Lucas Butter Pear, Charneux (légipont), Doyenné d'hiver, Epone du Mas, Gentili, Bon chrétien Williams, Louise bonne d'Avranches, Beurré Morettini, Dr. Jules Guyot, Clapp's Favourite, Coscia, Précoce de Trévoux, Beurré d'Anjou, (nec plus ultra, nec plus meuris), Pitmaston, (William's Duchess), Président Loutreuil, Alexandrine Douillard, Empéreur Alexandre (Beurré Bosc, Beurré d'apremont, Kaiser)	1·00
— Spina Carpi, Santa Maria Morettini, Spadona d'été (Spadona d'estate), Spadoncina, Cedrata Romana, Emile d'Heyst, Amanlis Butter Pear, Lebrun Butter Pear, Calebasse à la Reine, Giffart Butter Pear, Duchess of Angoulême, Saint Rémy, Brederode, Giser Wildeman, Catilac-Pondspeer, (Ronde Gratio, Grand Monarque, Chartreux), Doyenné Boussoch (Beurré de Mérode)	0·75
— Clairgeau Butter Pear, Arendberg Butter Pear (Hardenpont Butter Pear), Madernassa, Comtesse de Paris, Zwijndrechtse wijnpeer, Maagdepeer	0·55
— other varieties	0·40

[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. 17.

'Class' conversion factor

Class	Factor
II	0·7
III	0·4

'Sizing' conversion factor

Sizing	Factor
a) varieties listed in the annex :	
— 70 mm and more	1·00
— less than 70 mm	0·80
— mixed sizes	0·80
b) other varieties	
— 60 mm and more	1·00
— less than 60 mm	0·70
— mixed sizes	0·70

'Packaging' conversion factor

Packaging	Factor
— packaged	1·00
— transported in bulk	0·95

Article 2

Where in respect of the 'Extra', 'I', or 'II' presented in new 'non-returnable' packaging the intervention operations under Articles 18 and 19 respectively of Regulation (EEC) No 1035/72 are made 'package included', the buying-in price shall be adjusted by adding to the factors specified in Article 1 a conversion factor relating to that type of packaging whenever the products are disposed of in accordance with the first and sixth indents of Articles 21 (1) (a) of Regulation (EEC) No 1035/72 and the packaging is not recovered for subsequent use.

The conversion factor referred to in the preceding subparagraph shall be fixed in such a way that when applied to the buying-in price multiplied by the other conversion factors there results an increase in that 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 to 30 April 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 table pear varieties of the big fruit type

— Doyenné du Comice (Decana del Comizio, Vereinsdechant)
— Triomphe de Vienne (Trionfo di Vienna, Triumph von Vienne)
— Jeanne d'Arc
— Beurré Hardy (Butirra Hardy, Gellerts)
— Beurré Alexandre Lucas (Butirra Alessandro Lucas, Lucas)
— Beurré Lebrun (Butirra Lebrun)
— Curé (Curato, Pastoren)
— Passe Crassane (Passa Crassana)
— Beurré Clairgeau (Butirra Clairgeau, Clairgeaus Butterbirne)
— Beurré Diel (Butirra Diel, Diels Butterbirne)
— Duchesse d'Angoulême (Duchessa d'Angoulême, Herzogin von Angoulême)
— Packham's Triumph (William d'Automne)
— Marguerite Marillat (Margherita Marillat)
— William's Duchesse (Pitmaston, William's Duchess)
— Catillac-Pondspeer (Ronde Gratio, Grand Monarque, Chartreuse)
— Souvenir du Congrès (Kongress)
— Doyenné d'hiver (Decana d'inverno)
— Abbé Fetel (Abate Fetel)
— Empereur Alexandre (Beurré Bosc, Beurré d'Apremont, Imperatore Alessandro, Calebasse Bosc, Kaiser Alexander, Bosc)