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(Acts whose publication is obligatory)

REGULATION (EEC) No 2901/75 OF THE COMMISSION
of 5 November 1975
suspending imports of frozen hake and fillets thereof

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 2142/70 (1) of 20 October 1970 on the common organization of the market in fishery products, as last amended by Regulation (EEC) No 1182/75 (2), and in particular the third subparagraph of Article 18 (6) thereof ;

Whereas Article 18 (4) of Regulation (EEC) No 2142/70 provides *inter alia* that, where the entry price for a given product imported from any third country is lower than the reference price, then, in the case of the products listed in Annexes I (A) and IV (B), imports may be suspended or restricted to specified qualities, forms of presentation or end uses ;

Whereas, by Commission Regulation (EEC) No 1243/75 (3) of 15 May 1975 fixing the withdrawal price and reference prices for hake listed in Annexes I (A) and IV (B) to Regulation (EEC) No 2142/70 for the 1975 fishing year, the reference price for whole frozen hake was fixed at 350 units of account per metric ton and that for frozen fillets of hake at 625 units of account per metric ton ;

Whereas Article 18 (3) of Regulation (EEC) No 2142/70 provides that, for products in respect of which a reference price is fixed, there shall be established an entry price, based on the lowest prices recorded for one and the same marketing stage on representative import markets or in representative ports of import, reduced by an amount equal to any customs duties and charges levied on these products and by the cost of transporting the product from these markets or ports to Community frontier crossing points ;

Whereas in the case of frozen hake, whole, headless or in pieces and of frozen fillets thereof, the entry prices are apparently far below the level of the reference prices ; whereas this is likely to have an adverse effect on the measures taken to stabilize Community markets ; whereas, in order to prevent disturbances as a result of abnormally low prices, imports of the products in question should be suspended,

HAS ADOPTED THIS REGULATION :

Article 1

1. All imports into the Community of frozen hake, whole, headless or in pieces, of subheading 03.01 B I q) of the Common Customs Tariff and of frozen fillets of hake of subheading 03.01 B II b) 7 of the Common Customs Tariff, are hereby suspended.

2. Paragraph 1 shall not apply to imports of products which comply with the reference prices set out in the Annex hereto.

Article 2

The items to be taken into account in determining whether an import complies with the reference price as referred to in Article 1 (2) shall be as follows :

(a) the free-at-Community frontier price, before customs clearance ;

(b) unloading costs.

Article 3

This Regulation shall enter into force on 6 November 1975.

(1) OJ No L 236, 27. 10. 1970, p. 5.
(2) OJ No L 118, 8. 5. 1975, p. 1.
(3) OJ No L 125, 16. 5. 1975, p. 19.

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

Done at Brussels, 5 November 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

CCT heading No	Description of goods	Price in u.a. per metric ton net
ex 03.01 B I q)	Frozen hake, whole, headless or in pieces	350
ex 03.01 B II b) 7	Frozen fillets of hake	625