COMMISSION REGULATION (EEC) No 1354/76

of 11 June 1976

suspending imports of frozen whole cod

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 100/76 of 19 January 1976 on the common organization of the market in fishery products [1], and in particular the third subparagraph of Article 19 (6) thereof,

Whereas Article 19 (4) of Regulation (EEC) No 100/76 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 Annex IV (B), imports may be suspended or restricted to specified qualities, forms of presentation or end uses;

Whereas Commission Regulation (EEC) No 3373/75 of 23 December 1975 [2], fixed among others the reference price for cod listed in Annex IV (B) to Regulation (EEC) No 100/76 for the 1976 fishing year;

Whereas Article 19 (3) of Regulation (EEC) No 100/76 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 cod, whole, headless or in pieces, the entry prices are apparently 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 Community imports of frozen cod, whole, headless or in pieces, falling within subheading 03.01 B I h) 2 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 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 12 June 1976.

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

Done at Brussels, 11 June 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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[1] OJ No L 20, 28. 1. 1976, p. 1.
[2] OJ No L 333, 30. 12. 1975, p. 37.

ANNEX

CCT heading No	Description of goods	Price (u.a./metric ton net)
ex 03.01 B I h) 2	Cod (Gadus morrhua or Gadus callarias) frozen, whole, headless or in pieces, with the exception of 'minced fish'	385