COMMISSION REGULATION (EEC) No 2320/76

of 24 September 1976

amending Regulation (EEC) No 1993/75 laying down detailed rules for the application of the system of compensatory amounts for tomato concentrates

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1930/75 of 22 July 1975 laying down special provisions for trade in tomato concentrates between the Community as originally constituted and the new Member States [1], as last amended by Regulation (EEC) No 1779/76 [2], and in particular Article 6 thereof,

Whereas Regulation (EEC) No 1779/76 extended to peeled tomatoes the system of compensatory amounts introduced in respect of intra-Community trade for tomato concentrates; whereas the detailed rules for the application of the system for tomato concentrates must consequently be extended to peeled tomatoes; whereas Regulation (EEC) No 1993/75 [3] should therefore be amended accordingly;

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

In Article 1 of Regulation (EEC) No 1993/75 the words 'and peeled tomatoes' are inserted after the words 'tomato concentrates'.

Article 2

The first subparagraph of Article 2 (1) of Regulation (EEC) No 1993/75 is amended to read as follows:

'1. In intra-Community trade in products for which a compensatory amount is applied, section 32 of the accompanying Community transit document shall contain one of the following entries:

— montant compensatoire (règlement (CEE) n° 1993/75) (État membre de départ/État membre de destination);

— udligningsbeløb (forordning (EØF) nr. 1993/75) (Afsendelsesmedlemsstat/Bestemmelsesmedlemsstat);

— Ausgleichsbetrag (Verordnung (EWG) Nr. 1993/75) (Abgangsmitgliedstaat/Bestimmungsmitgliedstaat);

— compensatory amount (Regulation (EEC) No 1993/75) (Member State of dispatch/Member State of destination);

— importo compensativo (regolamento (CEE) n. 1993/75) (Stato membro di partenza/Stato membro di destinazione);

— compenserend bedrag (Verordening (EEG) nr. 1993/75) (Lid-Staat van vertrek/Lid-Staat van bestemming).'

Article 3

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

However, in respect of peeled tomatoes exported between 24 July 1976 and the date of entry into force of this Regulation from a Member State of the Community as originally constituted, the exporting Member State shall, at the request of the person concerned, grant the compensatory amount if that person furnishes proof that the products in question have been entered for home use in one of the new Member States. Such proof shall be furnished by production of the relevant customs document, or of a copy or photocopy of such document certified by the competent authorities.

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

Done at Brussels, 24 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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[1] OJ No L 198, 29. 7. 1975, p. 15.
[2] OJ No L 199, 24. 7. 1976, p. 8.
[3] OJ No L 202, 1. 8. 1975, p. 50.