COMMISSION REGULATION (EEC) No 1049/77

of 18 May 1977

fixing the reference price for cucumbers until the end of the 1977 marketing year

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 of 18 May 1972 on the common organization of the market in fruit and vegetables (1), as last amended by Regulation (EEC) No 1034/77 (2), and in particular Article 27 (1) thereof,

Whereas, under Article 23 (1) of Regulation (EEC No 1035/72, reference prices valid for the whole Community are to be fixed at the beginning of the marketing year;

Whereas cucumbers are produced in such quantities in the Community that reference prices should be fixed for them;

Whereas cucumbers harvested during a given crop year are marketed from January to December; whereas for the present marketing year the reference prices have respectively been fixed up to 31 May by Regulations (EEC) No 256/77 of 4 February 1977 (3) and (EEC) No 858/77 of 27 April 1977 (4); whereas the information now available allows these prices to be fixed up to the end of the marketing year; whereas the low quantities which are harvested during December represent only a small percentage of the tonnage which is marketed throughout the marketing year; whereas that month should not therefore be taken into account;

Whereas, pursuant to Article 23 (2) of Regulation (EEC) No 1035/72 the reference prices are fixed on the basis of the arithmetic mean of producer prices in each Member State plus an amount representing the costs of transporting Community products from production areas to Community marketing centres; whereas the trend of average basic prices and buying-in prices must also be taken into account;

Whereas, to take seasonal variations into account, the year should be divided into several periods and a reference price fixed for each of these periods;

Whereas producer prices are to correspond to the average of the prices recorded on the representative market or markets situated in the production areas where prices are lowest, during the three years prior to the date on which the reference price is fixed, for a home-grown product with defined commercial characteristics, being a product or variety representing a substantial proportion of the production marketed over the year or over part thereof and satisfying specified requirements as regards market preparation; whereas when the average of prices recorded on each representative market is being calculated, prices which could be considered excessively high or excessively low in relation to normal price fluctuations on that market are to be disregarded;

Whereas, Community produced cucumbers are grown mainly under glass; whereas the reference prices for the marketing year must therefore be fixed for a product of that type; whereas cucumbers imported from certain third countries during the same period will have been grown in the open; whereas, although such cucumbers may be classed in Class I, their quality and price are not comparable with those of products grown under glass; whereas the prices for cucumbers not grown under glass should therefore be adjusted by a conversion factor;

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

1. For the 1977 marketing year, the reference price for cucumbers (subheading ex 07.01 P of the Common Customs Tariff), expressed in units of account per 100 kilograms net of packed products of Class I, of all sizes, shall be as follows:

June:	29·19
July:	21·63
August:	24·12
September:	25·82
October:	41·93
November:	50·73

(1) OJ No L 118, 20. 5. 1972, p. 1.
(2) See page 1 of this Official Journal.
(3) OJ No L 34, 5. 2. 1977, p. 52.
(4) OJ No L 104, 28. 4. 1977, p. 28.

2. For the purpose of calculating the entry price, the prices for cucumbers, not produced under glass, imported from third countries shall, after deduction of customs duties, be multiplied by the following conversion factors :

— from 1 June to 30 September 1·30,
— from 1 October to 30 November 1·00.

Article 2

This Regulation shall enter into force on 1 June 1977.

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

Done at Brussels, 18 May 1977.

For the Commission

Finn GUNDELACH

Vice-President