COMMISSION REGULATION (EEC) No 188/77

of 28 January 1977

laying down certain rules for the application of the system of minimum prices for tomato concentrates and amending Regulation (EEC) No 2055/75 fixing the coefficients to be applied to those minimum prices

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 865/68 of 28 June 1968 on the common organization of the markets in products processed from fruit and vegetables (1), as last amended by Regulation (EEC) No 1164/76 (2),

Having regard to Council Regulation (EEC) No 1927/75 of 22 July 1975 concerning the system of trade with non-member countries in the market in products processed from fruit and vegetables (3), and in particular Article 2 (5) and (6) thereof,

Whereas, in order that the term 'tomato concentrate' should be applied in a standard manner in relation to all Community imports, it is necessary that it be defined ;

Whereas Commission Regulation (EEC) No 2055/75 of 31 July 1975 (4) fixed the coefficients to be applied to the minimum and special minimum price for tomato concentrates in order to take account of differences in relation to the qualities and packaging for which those prices were fixed ;

Whereas the coefficients at present established relate to the different degrees of concentration of the tomato concentrates, but they do not distinguish between these concentrates and tomato concentrates in powder form ; whereas tomato concentrates in powder form, which are produced from the said concentrates, have a high dry extract content ; whereas the appropriate concentration coefficient for this product should therefore be specified ;

Whereas the Management Committee for Products Processed from Fruit and Vegetables has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION :

Article 1

'Tomato concentrates' of subheading 20.02 ex C of the Common Customs Tariff, means products obtained from tomatoes and having a dry extract content of 12 % or more.

Article 2

The Annex to Regulation (EEC) No 2055/75 is amended to read as follows :

(1) OJ No L 153, 1. 7. 1968, p. 8.
(2) OJ No L 135, 24. 5. 1976, p. 38.
(3) OJ No L 198, 29. 7. 1975, p. 7.
(4) OJ No L 209, 7. 8. 1975, p. 7.

'ANNEX

Coefficients to be applied to the minimum price and special minimum price for tomato concentrates

Dry extract content		Immediate packings of 4 kg or over	Immediate packings less than 4 kg but not less than 1·5 kg	Immediate packings less than 1·5 kg but not less than 0·7 kg	Immediate packings less than 0·7 kg but not less than 0·25 kg	Immediate packings less than 0·25 kg but not less than 0·15 kg	Immediate packings less than 0·15 kg
Not less than %	But less than %						
12	20	76·3	82·2	90·0	94·0	109·6	114·5
20	22	82·7	86·8	95·1	99·2	115·7	124·0
22	24	87·0	91·4	100·1	104·4	121·8	130·5
24	26	91·3	95·9	105·0	109·6	127·8	137·0
26	28	95·6	100·5	110·0	114·8	133·9	143·5
28	30	100·0	105·0	115·0	120·0	140·0	150·0
30	32	104·3	109·6	120·0	125·2	146·1	156·5
32	34	108·7	114·1	125·0	130·4	152·1	163·0
34	36	113·0	118·7	129·9	135·6	158·2	169·5
36	38	117·3	123·2	134·9	140·8	164·3	176·0
38	40	121·7	127·8	139·9	146·0	170·3	182·5
40	42	126·0	132·3	144·6	151·2	176·4	189·0
42	93	130·3	136·8	149·9	156·4	182·5	195·5
93	100	390·0	all packings'				

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

Done at Brussels, 28 January 1977.

For the Commission

Finn GUNDELACH

Vice-President