COMMISSION REGULATION (EEC) No 2451/77

of 8 November 1977

amending Regulation (EEC) No 609/77 applying quality class III to certain fruit for the 1977/78 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 4 (1) thereof,

Whereas Commission Regulation (EEC) No 379/71 of 19 February 1971 laying down common quality standards for citrus fruit (3) and Commission Regulation (EEC) No 1641/71 of 27 July 1971 laying down quality standards for dessert apples and pears (4), as amended by Regulation (EEC) No 1833/73 (5), laid down a class III for the products concerned;

Whereas, pursuant to the first subparagraph of Article 4 (1) of Regulation (EEC) No 1035/72, the quality class III may be applied only if the products concerned are needed to meet consumer demand; whereas, this need, which has already been recognized for lemons by Commission Regulation (EEC) No 609/77 of 23 March 1977 applying quality class III to certain fruit for the 1977/78 marketing year (6), also appears to exist at present for citrus fruits other than lemons and for certain varieties of apples; whereas, in view of the considerable fluctuations in production from one marketing year to another, the period of application of quality class III should be limited; whereas, under Article 4 (2) of Regulation (EEC) No 1035/72, this period cannot in any case extend beyond 31 December 1977;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 609/77 is hereby amended by the addition of the following:

'— Oranges: from 1 October to 31 December 1977

— Mandarins and satsumas, clementines, tangerines and other hybrids: from 1 November to 31 December 1977

— Apples of the varieties Belle de Boskoop, Cox's orange pippin and Bramley's Seedling: from 1 October to 31 December 1977'.

Article 2

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

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

Done at Brussels, 8 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 118, 20. 5. 1972, p. 1.
(2) OJ No L 125, 19. 5. 1977, p. 1.
(3) OJ No L 45, 24. 2. 1971, p. 1.
(4) OJ No L 172, 31. 7. 1971, p. 1.
(5) OJ No L 185, 7. 7. 1973, p. 17.
(6) OJ No L 76, 24. 3. 1977, p. 24.