COMMISSION REGULATION (EEC) No 1152/79

of 12 June 1979

amending for the second time Regulation (EEC) No 687/79 laying down protective measures in respect of imports of dessert apples from countries in the southern hemisphere originating in Chile

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 912/79 (2), and in particular Article 29 (2) thereof,

Whereas Commission Regulation (EEC) No 687/79 (3), as amended by Regulation (EEC) No 797/79 (4), suspended, as from 5 May 1979, the placing in free circulation in the Community of dessert apples originating in Chile;

Whereas the latest information shows that the capacity of the Community market, which was taken into account when the said protective measure was adopted, was not fully taken up by imports carried out before 5 May 1979; whereas the importation of further quantities should therefore be permitted;

HAS ADOPTED THIS REGULATION:

Article 1

The second and third paragraphs of Article 1 of Regulation (EEC) No 687/79 are hereby replaced by the following:

'However, in respect of the apples referred to in the preceding paragraph transported in ships which reached a Community port before 19 May 1979, placing in free circulation in the Community shall be suspended only as from 17 June 1979.

Proof shall be furnished to the satisfaction of the competent authorities that the apples fulfil the condition laid down in the preceding paragraph.'

Article 2

This Regulation shall enter into force on the day of 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, 12 June 1979.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 118, 20. 5. 1972, p. 1.
(2) OJ No L 116, 11. 5. 1979, p. 1.
(3) OJ No L 86, 6. 4. 1979, p. 18.
(4) OJ No L 101, 24. 4. 1979, p. 7.