COMMISSION REGULATION (EEC) No 2447/79

of 7 November 1979

derogating from Regulation (EEC) No 1102/78 adopting protective measures applicable to imports of preserved mushrooms

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables (1), as amended by Regulation (EEC) No 1152/78 (2), and in particular Article 14 (2) thereof,

Whereas Commission Regulation (EEC) No 1102/78 (3), as last amended by Regulation (EEC) No 1525/79 (4), suspended the issue of import licences for preserved cultivated mushrooms; whereas, however, Article 2 of that Regulation specifies the conditions to be fulfilled in order for such measure not to be applied;

Whereas the Commission notes that the Republic of Korea fulfils those conditions; whereas it is appropriate therefore to provide for the issue of import licences for preserved cultivated mushrooms from that country;

Whereas, however, in order to prevent diversions of trade with regard to products originating from that country, an export document issued by or under the responsibility of that country should be required to be submitted when an import licence is applied for,

HAS ADOPTED THIS REGULATION:

Article 1

The Republic of Korea shall benefit under the terms of Article 2 (1) of Regulation (EEC) No 1102/78 under the conditions set out in the following Articles.

Article 2

By way of derogation from the last sentence of Article 2 (2) of Regulation (EEC) No 1102/78, an application for a licence shall not be valid unless it is accompanied by a document issued by the Korean Government or under the responsibility of the same, permitting the export of a specific quantity of preserved cultivated mushrooms. Such document must mention the applicant for the licence in the Community as the first consignee.

Article 3

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, 7 November 1979.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 73, 21. 3. 1977, p. 1.
(2) OJ No L 144, 31. 5. 1978, p. 1.
(3) OJ No L 139, 26. 5. 1978, p. 26.
(4) OJ No L 185, 21. 7. 1979, p. 23.