COMMISSION REGULATION (EEC) No 797/79

of 23 April 1979

amending the protective measures in respect of imports of dessert apples 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 325/79 (2), and in particular Article 29 (2) thereof,

Whereas Commission Regulation (EEC) No 687/79 (3) suspended, as from 25 April 1979, the placing in free circulation in the Community of dessert apples originating in Chile ;

Whereas the capacity of the Community market was a significant factor when the said measures were drawn up ;

Whereas, according to information subsequently received by the Commission, this capacity will not be saturated by imports carried out before 25 April 1979 ; whereas the import of further amounts should accordingly be permitted,

HAS ADOPTED THIS REGULATION :

Article 1

The following text is hereby added at the end of Article 1 of Regulation (EEC) No 687/79 :

'However, in respect of the apples referred to in the paragraph above which left Chile not later than 12 April 1979 in vessels bound for a Community port, placing in free circulation in the Community shall be suspended only as from 5 May 1979.

Proof to the satisfaction of the competent authorities that the apples fulfil the conditions given in the preceding paragraph shall be supplied, in particular by means of :

— the particulars given in the ship's register,
— the bills of lading and other transport documents.'

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, 23 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 118, 20. 5. 1972, p. 1.
(2) OJ No L 45, 22. 2. 1979, p. 1.
(3) OJ No L 86, 6. 4. 1979, p. 18.