COMMISSION REGULATION (EEC) No 1915/81

of 10 July 1981

amending for the second time Regulation (EEC) No 1596/79 on preventive withdrawals of apples and pears

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 1116/81 [2], and in particular Article 15a (2) thereof,

Whereas Regulation (EEC) No 1116/81 made more flexible the production price criteria in Article 15a of Regulation (EEC) No 1035/72 required for authorization of preventive withdrawal of apples and pears; whereas account should be taken of that amendment in the rules, laid down by Commission Regulation (EEC) No 1596/79 [3], as amended by Regulation (EEC) No 2030/80 [4] for implementing the said Article;

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

Article 2 of Regulation (EEC) No 1596/79 is hereby replaced by the following text:

'*Article 2*

Preventive withdrawals may be authorized only when the prices communicated pursuant to the first subparagraph of Article 17 (1) of Regulation (EEC) No 1035/72 fall below the basic price on a representative market.'

Article 2

This Regulation shall enter into force on the third 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, 10 July 1981.

For the Commission

The President

Gaston THORN

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[1] OJ No L 118, 20. 5. 1972, p. 1.
[2] OJ No L 118, 30. 4. 1981, p. 1.
[3] OJ No L 189, 27. 7. 1979, p. 47.
[4] OJ No L 198, 31. 7. 1980, p. 21.