COMMISSION REGULATION (EEC) No 558/86

of 28 February 1986

fixing the amount of aid for peas and field beans referred to in Article 3 (2) of Regulation (EEC) No 1431/82

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

Having regard to Council Reguation (EEC) No 1431/82 of 18 May 1982 laying down special measures for peas, field beans and sweet lupins (1), as last amended by Regulation (EEC) No 1485/85 (2), and in particular Article 3 (6) (b) thereof,

Having regard to Council Regulation (EEC) No 2036/82 of 19 July 1982 adopting general rules concerning special measures for peas, field beans and sweet lupins (3), as last amended by Regulation (EEC) No 1832/85 (4), and in particular Article 2 (1) thereof,

Whereas, in accordance with Article 3 (2) of Regulation (EEC) No 1431/82, aid is granted for peas and field beans harvested in the Community when the average world market price for these products is lower than the guide price; whereas this aid is equal to the difference between the two prices;

Whereas Council Regulation (EEC) No 1486/85 of 23 May 1985 (5) fixed the guide price for peas and field beans for the 1985/86 marketing year; whereas the guide price for Spain and for Portugal applicable from 1 March 1986 was set by Council Regulation (EEC) No 458/86 (6);

Whereas, in accordance with Article 2a of Regulation (EEC) No 1431/82, the guide price is increased monthly as from the beginning of the third month of the marketing year; whereas Council Regulation (EEC) No 1487/85 of 23 May 1985 (7) fixed the amount of these monthly increases;

Whereas pursuant to Articles 121 (3) and 307 (3) of the Act of Accession of Spain and Portugal the aid granted on products harvested and processed in either of these Member States is to be reduced by the customs duties charged by the Member State on peas and field beans imported from third countries; whereas in addition the aid granted on products harvested and processed in Spain is to be reduced by the difference between the guide price applied in Spain and the common guide price;

Whereas transitional measures should be adopted whereby between 1 March and 30 June 1986 aid is to be granted only in respect of peas and field beans harvested and processed in Spain, in Portugal or in the Community as constituted at 31 December 1985; whereas, subject to adoption of the Commission Regulation laying down the said transitional measures, no aid should be fixed in respect of the period and the products concerned;

Whereas under Regulation (EEC) No 2036/82 the world market price for peas and field beans, as referred to in Article 3 (2) of Council Regulation (EEC) No 1431/82, is to be determined on the basis of offers made on the world market, disregarding those which cannot be considered representative of actual market trends; whereas in cases where no offer can be used for determining the world market price, this price is determined from prices recorded on the markets of the principal exporting countries; whereas in cases where no offer either on the world market or on those of the principal exporting countries can be used for determining the world market price this price is fixed at a level equal to the guide price for the products in question;

Whereas, under Commission Regulation (EEC) No 2049/82 of 20 July 1982 (8), as last amended by Regulation (EEC) No 3319/85 (9), and under Regulation (EEC) No 2036/82 and Regulation (EEC) No 1486/85, the average world market price is to be established per 100 kilograms of products in bulk, delivered at Rotterdam, of sound quality; whereas, for the purpose of establishing this price, only the most favourable offers to deliveries closest in distance, excluding those relating to products being transported by ship, are used;

Whereas for offers and prices that do not comply with the conditions laid down above, the necessary adjustments must be made, and in particular those referred to in Article 5 of Regulation (EEC) No 2049/82;

Whereas in cases where aid is fixed in advance its amount is adjusted as specified in Article 6 (3) of Regulation (EEC) No 2036/82;

Whereas, if the aid system is to operate normally, aid amounts should be calculated on the following basis:

(1) OJ No L 162, 12. 6. 1982, p. 28.
(2) OJ No L 151, 10. 6. 1985, p. 7.
(3) OJ No L 219, 28. 7. 1982, p. 1.
(4) OJ No L 173, 3. 7. 1985, p. 3.
(5) OJ No L 151, 10. 6. 1985, p. 8.
(6) OJ No L 53, 1. 3. 1986.
(7) OJ No L 151, 10. 6. 1985, p. 10.
(8) OJ No L 219, 28. 7. 1982, p. 36.
(9) OJ No L 317, 28. 11. 1985, p. 15.

— in the case of currencies which are maintained in relation to each other at any moment within a band of 2,25 % , a rate of exchange based on their central rate, multiplied by the correcting factor referred to in the last subparagraph of Article 3 (1) of Council Regulation (EEC) No 1676/85 (1),

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient;

Whereas the aid must be fixed at least once for each marketing year; whereas it may be adjusted during the intervention period if the factors taken into consideration at the time of its fixing change significantly;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Dried Fodder,

HAS ADOPTED THIS REGULATION:

Article 1

The world market price as specified in Article 2 of Regulation (EEC) No 2036/82 shall be 19,48 ECU/100 kg.

Article 2

1. The amount of the aid provided for in Article 3 (2) of Regulation (EEC) No 1431/82 is indicated in the Annex hereto.

2. The aid for peas and field beans identified from 1 April 1986 onwards shall be the amount referred to in paragraph 1 adjusted by the difference between the guide price applying in the month of March 1986 and that applying in the month of identification.

Article 3

This Regulation shall enter into force on 1 March 1986.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESSEN

Vice-President

ANNEX

to the Commission Regulation of 28 February 1986 fixing the amount of the aid for peas and field beans used for human consumption or as animal feed

Amounts applicable from 1 March 1986

(ECU/100 kg)

	Peas	Field beans
Products harvested and processed:		
— in the Community as constituted at 31 December 1985	14,08	14,08
— in Spain	12,92	13,41
— in Portugal	12,98	12,59

(1) OJ No L 164, 24. 6. 1985, p. 1.