COUNCIL REGULATION (EEC) No 1099/88

of 25 April 1988

amending Regulation (EEC) No 1594/83 on the subsidy for oil seeds

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats (1), as last amended by Regulation (EEC) No 1098/88 (2), and in particular Article 27a (5) thereof,

Having regard to the proposal from the Commission (3),

Whereas the coefficient referred to in Article 27a (3) of Regulation No 136/66/EEC should be adjusted in order to establish the reduction in the subsidy for rape and sunflower seed which arises from the application of the system of maximum guaranteed quantities; whereas the rules for determining this coefficient should appear in Regulation (EEC) No 1594/83 (4), as last amended by Regulation (EEC) No 2132/87 (5);

Whereas, in certain circumstances, the amount of the subsidy can be established only on a provisional basis; whereas, before the subsidy can be paid, these provisional amounts must be replaced by amounts which have been finalized,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1594/83 is hereby amended as follows:

1. Article 1 (2) is replaced by the following:

'2. The coefficient referred to in Article 27a (3) of Regulation No 136/66/EEC shall be equal:

— for the 1988/89 marketing year: to 0,45 %,

— for subsequent marketing years: to 0,50 %,

for each production tranche of 1 % of the maximum guaranteed quantity which, over and above the said quantity, is attained by the estimated production.'

2. Article 1 (3) is repealed.

3. The first subparagraph of Article 10 (2) is replaced by the following:

'2. The subsidy shall be paid to the holder of the "identification" part of the certificate referred to in Article 4, in the Member State in which the seeds are placed under control, provided that the amount of the subsidy has been finalized and:

— in the case of the seeds referred to in 1 (a), provided that proof of processing has been furnished,

— in the case of the seeds referred to in 1 (b), provided that proof of incorporation has been furnished.'

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply to rape seed as from 1 July 1988 and to sunflower seed as from 1 August 1988.

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

Done at Luxembourg, 25 April 1988.

For the Council

The President

H.-D. GENSCHER

(1) OJ No 172, 30. 9. 1966, p. 3025/66.
(2) See page 10 of this Official Journal.
(3) OJ No C 84, 31. 3. 1988, p. 13.
(4) OJ No L 163, 22. 6. 1983, p. 44.
(5) OJ No L 200, 21. 7. 1987, p. 1.