COMMISSION REGULATION (EEC) No 3431/88

of 3 November 1988

amending for the third time Regulation (EEC) No 3142/88 introducing a countervailing charge on cucumbers originating in Spain (except the Canary Islands)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

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 2238/88 [2], and in particular the second subparagraph of Article 27 (2) thereof,

Whereas Commission Regulation (EEC) No 3142/88 [3], as last amended by Regulation (EEC) No 3320/88 [4], introduced a coutervailing charge on cucumbers originating in Spain (except the Canary Islands);

Whereas Article 26 (1) of Regulation (EEC) No 1035/72 laid down the conditions under which a charge introduced in application of Article 25 of that Regulation is amended; whereas if those conditions are taken into consideration the countervailing charge on the import of cucumbers originating in Spain (except the Canary Islands) must be altered;

Whereas, pursuant to Article 136 (2) of the Act of Accession of Spain and Portugal, the arrangements applicable to trade between, on the one hand, a new Member State and, on the other, the Community as constituted at 31 December 1985 must be those which were applicable before accession;

Whereas Article 140 (1) provides for a 6 % reduction in the countervailing charges applicable under Regulation (EEC) No 1035/72 during the third year after accession,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 3142/88, '40,21 ECU' is hereby replaced by '54,41 ECU'.

Article 2

This Regulation shall enter into force on 4 November 1988.

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

Done at Brussels, 3 November 1988.

For the Commission
Frans ANDRIESSEN
Vice-President

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[1] OJ No L 118, 20. 5. 1972, p. 1.
[2] OJ No L 198, 26. 7. 1988, p. 1.
[3] OJ No L 280, 13. 10. 1988, p. 18.
[4] OJ No L 293, 27. 10. 1988, p. 75.