COMMISSION REGULATION (EEC) No 3804/88

of 6 December 1988

amending Regulation (EEC) No 1852/88 as regards the fixing of coefficients for the application of monetary compensatory amounts for certain milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1677/85 of 11 June 1985 on monetary compensatory amounts in agriculture (1), as last amended by Regulation (EEC) No 1889/87 (2), and in particular Article 12 thereof,

Whereas the monetary compensatory amounts introduced by Regulation (EEC) No 1677/85 were fixed by Commission Regulation (EEC) No 1852/88 of 30 June 1988 fixing the monetary compensatory amounts applicable in the agricultural sector and certain coefficients and rates required for their application (3), as last amended by Regulation (EEC) No 3757/88 (4);

Whereas, in accordance with Article 8 of Commission Regulation (EEC) No 1282/72 on the sale of butter at a reduced price to the army and similar forces (5), as last amended by Regulation (EEC) No 274/88 (6), a coefficient is to apply to the monetary compensatory amounts; whereas butter at a reduced price for the army has been available until now in the Member State where it has been used and for that reason it has not been necessary to determine a coefficient; whereas at present intervention butter is available only in certain Member States; whereas the coefficient should accordingly be determined;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1852/88 is hereby amended as follows:

1. Opposite CN code 0405 in the table in Part 5 of Annex I, the following lines are inserted after additional code 7743:

'CN code	Table	Additional code	Notes	Positive			Negative							
				Germany	Nether-lands	Spain	United Kingdom	Belgium/ Luxem-bourg	Denmark	Italy	France	Greece	Ireland	Portugal
				DM	Fl	Pta	£	Bfrs/Lfrs	Dkr	Lit	FF	Dr	£ Irl	Esc
				— 100 kg —										
'0405	04-7	7752		—	—	b × coef	—	—	—	—	—	—	—	
	04-7	7753		b × coef	b × coef	—	b × coef	b × coef	b × coef	b × coef	b × coef	b × coef	b × coef	
	04-7	7754		—	—	22,92	7,454	—	—	10 919	32,20	6 404,4	3,585	
	04-7	7755		—	—	23,49	7,641	—	—	11 192	33,01	6 564,5	3,674'	

(1) OJ No L 164, 24. 6. 1985, p. 6.
(2) OJ No L 182, 3. 7. 1987, p. 1.
(3) OJ No L 167, 1. 7. 1988, p. 1.
(4) OJ No L 333, 5. 12. 1988, p. 1.
(5) OJ No L 142, 22. 6. 1972, p. 14.
(6) OJ No L 26, 30. 1. 1988, p. 61.

2. In the Appendix to Annex I (additional codes), Table 04-7 is replaced by the following :

'TABLE 04-7

CN code	Description	Additional code
0405	– Of a fat content, by weight, less than 80 % (for these products the MCA applicable is the amount indicated per % milkfat (see b) multiplied by the percentage milkfat content per 100 kg product and affected by the following coefficient) :	
	– – In the case the product is subject to the measures provided for in Regulation (EEC) :	
	– – – No 3143/85 :	
	– – – – In Spain (coefficient 0,298)	7194
	– – – – In another Member State (coefficient 0,240)	7197
	– – – No 570/88 :	
	– – – – Formula A, C or D products :	
	– – – – – In Spain (coefficient 0,451)	7198
	– – – – – In another Member State (coefficient 0,489)	7199
	– – – – Formula B products :	
	– – – – – In Spain (coefficient 0,525)	7214
	– – – – – In another Member State (coefficient 0,568)	7218
	– – – No 765/86 (coefficient 0,67)	7219
	– – – No 2262/87 :	
	– – – – In Spain (coefficient 0,0265)	7709
	– – – – In another Member State (coefficient 0,0287)	7739
	– – – No 1383/88 :	
	– – – – In Spain (coefficient 0,0302)	7713
	– – – – In another Member State (coefficient 0,0327)	7743
	– – – No 2409/86 :	
	– – – – In Spain (coefficient 0,0265)	7222
	– – – – In another Member State (coefficient 0,0287)	7223
	– – – No 1282/72 :	
	;– – – – In Spain (coefficient 0,468)	7752
	– – – – In another Member State (coefficient 0,424)	7753
	– – Other	7225
	– Of a fat content, by weight, 80 % or more, but less than 82 % :	
	– – In the case the product is subject to the measures provided for in Regulation (EEC) :	
	– – – No 3143/85	7118
	– – – No 570/88 :	
	– – – – Formula A, C or D products	7134
	– – – – Formula B products	7139
	– – – No 765/86	7158
	– – – No 2262/87	7696
	– – – No 1383/88	7698
	– – – No 2409/86	7174
	– – – No 1282/72	7754
	– – Other	7189
	– Of a fat content, by weight, 82 % or more, but not exceeding 85 % :	
	– – In the case the product is subject to the measures provided for in Regulation (EEC) :	
	– – – No 3143/85	7119
	– – – No 570/88 :	
	– – – – Formula A, C or D products	7138
	– – – – Formula B products	7154
	– – – No 765/86	7159
	– – – No 2262/87	7697
	– – – No 1383/88	7699
	– – – No 2409/86	7178
	– – – No 1282/72	7755
	– – Other	7193

CN code	Description	Additional code
0405 *(cont'd)*	– Of a fat content, by weight, exceeding 85 % (for these products the MCA applicable is the amount indicated per % milkfat (see b) multiplied by the percentage milkfat content per 100 kg product and affected by the following coefficient):	
	– – In the case the product is subject to the measures provided for in Regulation (EEC):	
	– – – No 3143/85:	
	– – – – In Spain (coefficient 0,298)	7194
	– – – – In another Member State (coefficient 0,240)	7197
	– – – No 570/88:	
	– – – – Formula A, C or D products:	
	– – – – – In Spain (coefficient 0,451)	7198
	– – – – – In another Member State (coefficient 0,489)	7199
	– – – – Formula B products:	
	– – – – – In Spain (coefficient 0,525)	7214
	– – – – – In another Member State (coefficient 0,568)	7218
	– – – No 765/86 (coefficient 0,67)	7219
	– – – No 2262/87:	
	– – – – In Spain (coefficient 0,0265)	7709
	– – – – In another Member State (coefficient 0,0287)	7739
	– – – No 1383/88:	
	– – – – In Spain (coefficient 0,0302)	7713
	– – – – In another Member State (coefficient 0,0327)	7743
	– – – No 2409/86:	
	– – – – In Spain (coefficient 0,0265)	7222
	– – – – In another Member State (coefficient 0,0287)	7223
	– – – No 1282/72:	
	;– – – – In Spain (coefficient 0,468)	7752
	– – – – In another Member State (coefficient 0,424)	7753
	– – Other	7225'

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, 6 December 1988.

For the Commission
Frans ANDRIESSEN
Vice-President