COUNCIL REGULATION (EEC) No 1223/89

of 3 May 1989

amending Regulation (EEC) No 1008/86 laying down detailed rules for production refunds applicable to potato starch

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals (1), as last amended by Regulation (EEC) No 1213/89 (2), and in particular Article 11a (2) thereof,

Having regard to the proposal from the Commission,

Whereas, in view of the special situation in the potato-starch sector, Regulation (EEC) No 2727/75 makes provision for taking whatever measures may be necessary in that sector;

Whereas Regulation (EEC) No 1008/86 (3) provides firstly for the payment of a premium to potato-starch producers for the 1986/87, 1987/88 and 1988/89 marketing years and secondly that the Council is to decide before 1 April 1989 on the measures applicable from the 1989/90 marketing year;

Whereas the specific constraints, in particular of a structural nature, affecting the potato-starch industry justify the maintenance of a corrective provision in favour of that industry, providing for the payment of a suitable special premium;

Whereas the grant of that premium for the potato-starch industry must be subject to the payment of the minimum price to the potato producer,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EEC) No 1008/86 is hereby replaced by the following:

'*Article 2*

For the 1989/90 marketing year, Member States shall pay producers of potato starch a premium of ECU 18,70 per tonne of potato starch produced.

The premium shall be granted on condition that the potato-starch manufacturer has paid the potato producer the minimum price laid down in Article 1.'

Article 2

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

It shall apply from 1 July 1989.

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

Done at Brussels, 3 May 1989.

For the Council

The President

P. SOLBES

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) See page 1 of this Official Journal.
(3) OJ No L 94, 9. 4. 1986, p. 5.