COMMISSION REGULATION (EEC) No 2294/89

of 27 July 1989

on minimum prices payable to producers and amounts of production aid for certain processed fruit and vegetables eligible for production aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 426/86 of 26 February on the common organization of the market in products processed from fruit and vegetables [1], as last amended by Regulation (EEC) No 1125/89 [2], and in particular Article 6 (4) thereof,

Whereas Commission Regulation (EEC) No 1709/84 [3] establishes a classification of dried figs by category and quality; whereas the minimum price to be paid to the producer and the production aid are worked out using coefficients applicable in accordance with the said classification which are given in Annex I to the amended Regulation; whereas part II of Annex I must be altered to take account of the qualities of fig pastes actually processed;

Whereas Annexes II and III to Regulation (EEC) No 1709/84 set out the qualities that dried figs must show after processing; whereas one of the differentiating criteria is the number of fruit per kilogram; whereas the fig varieties grown in Spain and Portugal have smaller fruit and hence more per kilogram; whereas these figs are therefore always classed in the lower categories because of their size although their organoleptic characteristics, presentation and cleanness are those of the superior qualities; whereas the classification should therefore be adjusted to take account of their actual quality characteristics, of marketing practices and of consumer habits; whereas Annexes II and III to Regulation (EEC) No 1709/84 should be amended accordingly;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Products Processed from Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1709/84 is hereby amended as follows:

1. The table in Part II of Annex I is replaced by the following:

'Presentation / Category	Of a net weight of 1 kilogram or less				Other
	String figs and layer	Round Protoben Lerida	Loose	Figpaste	
A	1,3712	1,2536	1,20	1,2536	1,0186
B	1,2569	1,1492	1,10	1,1492	0,9337
C	1,1426	1,0447	1,00	—	0,8488
D	1,0284	0,9402	0,90	—	0,7639'

2. In Annex II under the heading 'A. Classification and requirements' the following amendments are made:

(1) the fourth indent in point (i) is deleted;

(2) the fourth indent in point (ii) is deleted;

(3) the fourth indent in point (iii) is deleted;

(4) the following is added after point (iv):

'A. (a) **Size**

The following size requirements (number of fruit per kilogram) shall apply for each category:

Category	Small fruit varieties	Other varieties
A	up to 74	up to 64
B	75 to 84	65 to 74
C	85 to 110	75 to 94
D	more than 110	more than 94

Size shall be assessed using a representative sample of the entire consignment selected at random'.

[1] OJ No L 49, 27. 2. 1986, p. 1.
[2] OJ No L 118, 29. 4. 1989, p. 29.
[3] OJ No L 162, 20. 6. 1984, p. 8.

3. The following point D is inserted at the end of Annex II:

'D. **List of small fruit varieties**

— Cuello de Dana
— Pajarito
— Granito
— Preto de Torres
— Ringo de mel, or moscatel
— Cachopeira
— Cotio
— Branco do Douro
— Rei branco
— Rei preto.'

4. In Annex III, part A (headed 'Quality Standards for dried figs') the following amendments are made in point II under the heading 'A. Classification':

(a) the fifth indent in point (i) deleted;

(b) the fifth indent in point (ii) deleted;

(c) the fifth indent in point (iii) is deleted;

(d) the third indent in point (iv) is deleted.

5. In Annex III, part A, point III (headed 'Size') is replaced by the following:

'III. **Size**

The following size requirements (number of fruit per kilogram) shall apply for each category:

Categorie	Small fruit varieties	Other varieties
A	up to 72	up to 62
B	73 to 82	63 to 72
C	83 to 95	73 to 80
D	96 to 110	81 to 94

Size shall be assessed using a representative sample of the entire consignment selected at random.

The list of small fruit varieties is given in point D of Annex II.'

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 the beginning of the 1989/90 marketing year for the product in question.

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

Done at Brussels, 27 July 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission