# COMMISSION REGULATION (EEC) No 3652/89

## of 6 December 1989

## laying down detailed rules for applying Regulation (EEC) No 2641/80 with regard to imports of sheepmeat and goatmeat products originating in certain non-member countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3013/89 of 25 September 1989 on the common organization of the market in sheepmeat and goatmeat [1], and in particular Article 15 (2) thereof,

Having regard to Council Regulation (EEC) No 2641/80 of 14 October 1980 derogating from certain import rules laid down in Regulation (EEC) No 1837/80 on the common organization of the market in sheepmeat and goatmeat [2], as amended by Regulation (EEC) No 3939/87 [3], and in particular Article 1 (2) thereof,

Whereas, in accordance with Article 14 of Regulation (EEC) No 3013/89, the levies applicable to the products in question are limited to those resuilting from voluntary restraint agreements; whereas Article 7 (2) of Commission Regulation (EEC) No 19/82 [4], as amended by Regulation (EEC) No 3887/87 [5], stipulates that the levy payable in respect of imports under the voluntary restraint agreements is to be limited to 10 % *ad valorem*; whereas, by Decision 89/572/EEC [6], the Council approved on behalf of the Community an adaptation of the agreement between the European Economic Community and New Zealand on trade in mutton, lamb and goatmeat; whereas that adaptation provides for the the levy to be reduced to zero subject to the price surveillance procedure provided for by the adaptation;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

Notwithstanding Article 7 (2) of Regulation (EEC) No 19/82, box 24 of import licences issued up to 31 December 1992 in response to export certificates issued and delivered by New Zealand shall show one of the following:

— Exacción limitada a cero (aplicación del Reglamento (CEE) nº 3652/89)

— Importafgift begrænset til nul (jf. forordning (EØF) nr. 3652/89)

— Beschränkung der Abschöpfung auf Null (Anwendung der Verordnung (EWG) Nr. 3652/89)

— Εισφορά περιοριζόμενη στο μηδέν (εφαρμογή του κανονισμού (ΕΟΚ) αριθ. 3652/89)

— Levy limited to zero (application of Regulation (EEC) No 3652/89)

— Prélèvement limité à zéro (application du règlement (CEE) nº 3652/89)

— Prelievo limitato a zero (applicazione del regolamento (CEE) n. 3652/89)

— Heffing beperkt tot nul (toepassing van Verordening (EEG) nr. 3652/89)

— Direito nivelador limitado a zero (aplicação do Regulamento (CEE) nº 3652/89)

However, the Commission may suspend this provision subject to the price surveillance procedure provided for Decision 89/572/EEC.

*Article 2*

On application by the parties concerned and on presentation of proof that the products have been imported using an import licence issued since 1 January 1989, the Member States shall reimburse levies collected in accordance with Regulation (EEC) No 1430/79 [7].

*Article 3*

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

[1] OJ No L 289, 7. 10. 1989, p. 1.
[2] OJ No L 275, 18. 10. 1980, p. 2.
[3] OJ No L 373, 31. 12. 1987, p. 1.
[4] OJ No L 3, 7. 1. 1982, p. 18.
[5] OJ No L 365, 24. 12. 1987, p. 39.
[6] OJ No L 318, 31. 10. 1989, p. 13.
[7] OJ No L 175, 12. 7. 1979, p. 1.

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

Done at Brussels, 6 December 1989.

*For the Commission*

Ray MAC SHARRY

*Member of the Commission*