COMMISSION REGULATION (EEC) No 3916/89

of 20 December 1989

fixing, for 1990, the quota for imports into Portugal of live swine from third countries and certain detailed rules for the application thereof

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to Council Regulation (EEC) No 3797/85 of 20 December 1985 laying down detailed rules concerning quantitative restrictions on imports into Portugal from third countries of certain agricultural products subject to the system of transition by stages (1), as amended by Regulation (EEC) No 222/88 (2), and in particular Article 3 thereof,

Whereas the quotas for 1989 for imports into Portugal of certain pigmeat products from third countries are set out in the Annex to Commission Regulation (EEC) No 3917/88 (3); whereas Article 3 of the said Regulation lays down a minimum annual rate of progressive increase of the quotas of 10 % during the first stage; whereas this increase still reflects market needs; whereas, however, the Portuguese authorities have requested that quantitative restrictions on imports, in the pigmeat sector, be limited to imports of live swine weighing less than 50 kg and covered by CN code 0103 91 10 whereas the evolution of the trade since accession allows the acceptance of this request; whereas the quota for 1990 should be fixed accordingly;

Whereas, to ensure proper management of the quota, applications for import authorizations should be subject to the lodging of a security; whereas provision should also be made for the quota to be staggered over the year;

Whereas provision should be made for Portugal to communicate information to the Commission on the application of the quota;

Whereas this Regulation replaces Regulation (EEC) No 3917/88 whereas the said Regulation should therefore be repealed;

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

HAS ADOPTED THIS REGULATION:

Article 1

The quota for 1990 that Portugal may apply pursuant to Article 280 of the Act of Accession, on imports of live swine from third countries, shall be as shown in the Annex hereto.

Article 2

1. The Portuguese authorities shall issue import authorizations so as to ensure a fair allocation of the available quantity between the applicants.

The quota shall be staggered over the year as follows:

— 25 % during the period from 1 January to 31 March 1990,

— 25 % during the period from 1 April to 30 June 1990,

— 25 % during the period from 1 July to 30 September 1990,

— 25 % during the period from 1 October to 31 December 1990.

2. Applications for import authorizations shall be subject to the lodging of a security which shall be released under the conditions defined by the Portuguese authorities once the goods have been imported.

Article 3

The minimum rate of progressive increase of the quota shall be 10 % at the beginning of each year during the first stage.

The increase shall be added to each quota and the subsequent increase shall be calculated on the basis of the total figure obtained.

Article 4

The Portuguese authorities shall communicate to the Commission the measures which they adopt for the application of Article 2.

They shall transmit, not later than the 15th of each month, the following information in respect of the preceding month:

— the quantities covered by the import authorizations issued, by country of provenance,

— the quantities imported, by country of provenance.

Article 5

Regulation (EEC) No 3917/88 is hereby repealed.

Article 6

This Regulation shall enter into force on 1 January 1990.

(1) OJ No L 367, 31. 12. 1985, p. 23.
(2) OJ No L 28, 1. 2. 1988, p. 1.
(3) OJ No L 347, 16. 12. 1988, p. 58.

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

Done at Brussels, 20 December 1989.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX

(tonnes)

CN code	Description	Quota for 1990
0103	Live swine :	26
	– Other :	
ex 0103 91	– – Weighing less than 50 kg :	
0103 91 10	– – – Domestic species	