COMMISSION REGULATION (EEC) No 3959/89

of 20 December 1989

fixing the reference prices for fishery products for the 1990 fishing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3796/81 of 29 December 1981 on the common organization of the market in fishery products (1), as last amended by Regulation (EEC) No 2886/89 (2), and in particular the first subparagraph of Articles 21 (6) and 22 (5) thereof,

Whereas Article 21 (1) of Regulation (EEC) No 3796/81 provides, among other things, for reference prices valid for the Community to be fixed each year, by product category, for the products specified in Annexes I, II, III, IV (B) and V to that Regulation;

Whereas Article 22 (1) of Regulation (EEC) No 3796/81 allows, *inter alia,* the fixing of reference prices for the products referred to in Annex IV (A) (1) before the beginning of each marketing year;

Whereas Article 21 (2) of Regulation (EEC) No 3796/81 provides that the reference price for the products specified in Annex I (A), (D) and (E) thereto must be equal to the withdrawal and selling prices fixed in accordance with Article 12 (1) thereof;

Whereas the Community withdrawal and selling prices for the products concerned were fixed for the 1990 fishing year by Commission Regulation (EEC) No 3958/89 (3);

Whereas the reference prices for the products specified in Annex II to Regulation (EEC) No 3796/81 must be derived from their guide prices by reference to the price level at which the intervention measures provided for in Article 16 (1) thereof may be taken, and fixed taking account of the situation on the market in those products; whereas the reference prices for those products should therefore be 85 % of the guide prices fixed by Council Regulation (EEC) No 3646/89 (4);

Whereas the reference prices for the fishes of the species *Thunnus* and *Euthynnus* specified in Annex III to Regulation (EEC) No 3796/81 are based on the weighted average of the free-at-frontier prices recorded on the most representative markets in the Member States during the three preceding years;

Whereas the reference prices for the products specified in Annexes I (B) and (C) and IV (B) to Regulation (EEC) No 3796/81 are determined on the basis of the average of the reference prices for the fresh product, account being taken of the processing costs and of the need to ensure a price relationship in keeping with the market situation;

Whereas the reference prices for carp referred to in Annex IV (A) (1) of Regulation (EEC) No 3796/81 are fixed on the basis of the average of the producer prices recorded during the three years preceding the date on which the reference price is fixed for a product with commercial characteristics as set out in Commission Regulation (EEC) No 1985/74 of 25 July 1974 laying down detailed rules of application for the fixing of reference prices and free-at-frontier prices for carp (5), as amended by Regulation (EEC) No 2046/85 (6);

Whereas, for the frozen and salted products specified in Annex V to Regulation (EEC) No 3796/81 for which no reference price is fixed for the fresh product, the reference prices are determined on the basis of the reference price applied to a commercially similar fresh product;

Whereas, given the quantities of certain frozen and salted products and the conditions governing their importation, it does not appear necessary to fix a reference price for such products in the immediate future;

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

HAS ADOPTED THIS REGULATION:

Article 1

The reference prices for the 1990 fishing year for the products specified in Annexes I, II, III, IV (B) and V to Regulation (EEC) No 3796/81 shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 1990.

(1) OJ No L 379, 31. 12. 1981, p. 1.
(2) OJ No L 282, 2. 10. 1989, p. 1.
(3) See page 1 of this Official Journal.
(4) OJ No L 357, 7. 12. 1989, p. 1.
(5) OJ No L 207, 29. 7. 1974, p. 30.
(6) OJ No L 193, 25. 7. 1985, p. 15.

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

Done at Brussels, 20 December 1989.

For the Commission
Manuel MARÍN
Vice-President

ANNEX

1. **Reference prices of products listed in Annex I (A), (D) and (E) to Regulation (EEC) No 3796/81**

Fresh or chilled		Reference price (ECU/tonne)			
Species	Size (1)	Gutted fish with head		Whole fish	
		Extra, A (1)	B (1)	Extra, A (1)	B (1)
Herring of the species *Clupea harengus* ex 0302 40 10 and ex 0302 40 90					
— 1 January to 31 July 1990 and of 1 October to 31 December 1990	1	0	0	193	193
	2	0	0	183	182
	3	0	0	113	113
— 1 August to 30 September 1990	1	0	0	176	176
	2	0	0	165	165
	3	0	0	103	103
Sardines of the species *Sardina pilchardus* from the Atlantic ex 0302 61 10					
(a) Member States other than Spain and Portugal	1	0	0	225	143
	2	0	0	225	143
	3	0	0	348	143
	4	0	0	225	143
(b) Spain and Portugal	1	0	0	177	112
	2	0	0	177	112
	3	0	0	273	112
	4	0	0	177	112
Sardines of the species *Sardina pilchardus* from the Mediterranean ex 0302 61 10	1	0	0	215	137
	2	0	0	215	137
	3	0	0	332	137
	4	0	0	215	137
Dogfish *(Squalus acanthias)* ex 0302 65 20	1	511	375	484	341
	2	436	307	409	273
	3	239	170	204	136
Dogfish *(Scyliorhinus* spp.) ex 0302 65 50	1	490	368	460	306
	2	490	368	429	306
	3	337	245	276	153
Redfish (*Sebastes* spp.) 0302 69 31 0302 69 33	1	0	0	727	727
	2	0	0	727	727
	3	0	0	614	614
Cod of the species *Gadua morhua* 0302 50 10	1	886	836	640	492
	2	886	836	640	492
	3	836	689	492	394
	4	659	453	374	266
	5	462	266	276	177
Coalfish *(Pollachius virens)* 0302 63 00	1	467	467	363	363
	2	467	467	363	363
	3	461	461	358	358
	4	373	270	197	145
Haddock *(Melanogrammus aeglefinus)* 0302 62 00	1	644	573	501	430
	2	644	573	501	430
	3	551	465	387	265
	4	508	415	379	265

Fresh or chilled		Reference price (ECU/tonne)			
Species	Size (1)	Gutted fish with head		Whole fish	
		Extra, A (1)	B (1)	Extra, A (1)	B (1)
Whiting	1	511	479	384	256
(Merlangus merlangus)	2	511	479	384	256
0302 69 41	3	486	390	352	147
	4	352	237	256	147
Ling *(Molva* spp.)	1	626	478	515	368
0302 69 45	2	611	464	500	353
	3	552	405	442	294
Mackerel of the species	1	0	0	191	191
Scomber scombrus	2	0	0	191	168
ex 0302 64 10 and ex 0302 64 90	3	0	0	191	157
Spanish mackerel of the species	1	0	0	247	218
Scomber japonicus	2	0	0	247	203
ex 0302 64 10 and	3	0	0	203	166
ex 0302 64 90	4	0	0	160	116
Anchovy *(Engraulis* spp.)	1	0	0	622	350
0302 69 55	2	0	0	661	350
	3	0	0	544	350
	4	0	0	226	226
Plaice					
(Pleuronectes platessa)					
0302 22 00					
— 1 January to 30 April 1990	1	578	546	315	315
	2	578	546	315	315
	3	546	514	315	315
	4	418	385	296	296
— 1 May to 31 December 1990	1	788	744	429	429
	2	788	744	429	429
	3	744	701	429	429
	4	569	525	403	403
Hake of the species	1	2 689	2 528	2 124	1 963
(Merluccius merluccius)	2	2 044	1 909	1 587	1 452
ex 0302 69 65	3	2 017	1 882	1 560	1 425
	4	1 721	1 587	1 345	1 103
	5	1 614	1 479	1 264	1 022
Megrim	1	1 271	972	1 196	897
(Lepidorhombus spp.)	2	1 121	822	1 047	748
0302 29 10	3	1 047	748	972	673
	4	673	374	598	299
Rays' bream *(Brama* spp.)	1	1 020	780	960	720
0302 69 75	2	720	480	660	420
		Whole or gutted fish with head		Without head	
		Extra, A (1)	B (1)	Extra, A (1)	B (1)
Monkfish *(Lophius* spp.)	1	1 298	937	3 856	2 999
0302 69 81	2	1 659	1 298	3 641	2 785
	3	1 659	1 298	3 427	2 570
	4	1 388	1 028	2 999	2 142
	5	793	433	2 142	1 285

Fresh or chilled		Reference price (ECU/tonne)				
Species	Size (1)	Gutted fish with head		Whole fish		
		A (1)		B (1)		
Shrimps of the genus *Crangon* ex 0306 23 31	1	922		780		
	2	426		426		
		Whole (1)				
Crab of the species *Cancer pagurus* ex 0306 24 30	1	1 080				
	2	810				
		Whole			Tails	
		E' (1)	Extra, A (1)	B (1)	Extra, A (1)	B (1)
Norway lobster *(Nephrops norvegicus)* ex 0306 29 30	1	3 762	3 762	2 693	6 933	4 649
	2	3 762	2 534	1 505	4 976	3 100
	3	2 495	1 901	752	2 936	1 550
	4	950	950	356	2 447	734

(1) The freshness categories, sizes and presentations are those defined pursuant to Article 2 of Regulation (EEC) No 3796/81.

2. Reference prices for the products listed in Annex II to Regulation (EEC) No 3796/81

CN code	Description		Reference prices (ECU/tonne)
A. Frozen products falling within CN code 0303 :			
0303 71 10	Sardines of the species *Sardina pilchardus*		331
0303 79 71	Sea bream *(Dentex dentex* and *Pagellus* spp.)		1 115
B. Frozen products falling within CN code 0307 :			
	Squid of the genus *Loligo* :		
ex 0307 49 35	— *Loligo patagonica :*	whole, not cleaned	964
		cleaned	1 157
0307 49 31	— *Loligo vulgaris :*	whole, not cleaned	1 928
		cleaned	2 314
0307 49 33	— *Loligo pealei :*	whole, not cleaned	1 157
		cleaned	1 350
ex 0307 49 38	— *Loligo opalescens :*	whole, not cleaned	771
		cleaned	916
ex 0307 49 38	— other species :	whole, not cleaned	1 060
		cleaned	1 253
0307 49 51	Squid	whole, not cleaned	762
	(Ommastrephes sagittatus) :	tube	1 448
		cylinder	2 172
	Illex spp.		
ex 0307 99 11	— *Illex argentinus :*	whole, not cleaned	764
		tube	1 452
		cylinder	2 177
ex 0307 99 11	— *Illex illecebrosus :*	whole, not cleaned	764
		tube	1 452
		cylinder	2 177
ex 0307 99 11	— other species :	whole, not cleaned	764
		tube	1 452
		cylinder	2 177
0307 49 19	Cuttle-fish *(Sepia officinalis* and *Rossia macrosoma)* and sépioles *(Sepiola rondeleti)*		1 369
0307 59 10	Octopus *(Octopus* spp.)		1 071

3. Reference prices for the products listed in Annex III to Regulation (EEC) No 3796/81

Tuna (of the genus *Thunnus*), skipjack or stripe-bellied bonito *(Euthynnus* (Katsuwonus) *pelamis)* and other species of the genus *Euthynnus,* fresh, chilled or frozen, for the industrial manufacture of products falling within CN code 1604 :

Product	Reference prices (ECU/tonne)		
	Whole	Gilled and gutted	Other (for example 'heads off')
A. Albacore or longfinned tuna *(Thunnus alalunga):* excluding fresh or chilled tuna :			
0303 41 11, ex 0303 41 13, ex 0303 41 19	841	958	1 042
B. Yellowfin tuna *(Thunnus albacares):*			
1. weighing more than 10 kg each (1) ex 0302 32 10, 0303 42 12, 0303 42 32, 0303 42 52	731	833	906
2. weighing not more than 10 kg each (1) ex 0302 32 10, 0303 42 18, 0303 42 38, 0303 42 58	585	667	725
C. Lisatos or stripe-bellied bonito *(Euthynnus* (Katsuwonus) *pelamis):* 0302 33 10, 0303 43 11, 0303 43 13, 0303 43 19	453	517	562
D. Fish of the genus *Thunnus* and *Euthynnus,* excluding bluefin tuna *(Thunnus Thynnus),* fresh or chilled and bigeye tuna *(Parathunnus obesus* or *Thunnus obesus),* fresh or chilled :			
ex 0302 39 10, 0302 69 21, 0303 49 11, 0303 49 13, 0303 49 19, 0303 79 21, 0303 79 23, 0303 79 29	431	492	535

(1) Reference to weight applies to whole products.

4. Reference prices for certain products listed in Annex IV (A) 1 of Regulation (EEC) No 3796/81 :

Product	Form	Periods from	Reference price (ECU/tonne)
Carp falling within CN code ex 0301 93 00	Live, weighing at least 800 grams	1. 1. 1990 to 31. 7. 1990 1. 8. 1990 to 30. 11. 1990 1. 12. 1990 to 31. 12. 1990	1 387 1 732 1 521

5. Reference prices for the products listed in Annex IV (B) and V to Regulation (EEC) No 3796/81

Frozen products falling within CN codes 0303 and 0304 :

Species	Presentation	Reference prices (ECU/tonne)
1. Redfish *(Sebastes* spp.) ex 0303 79 35 ex 0303 79 37	Whole fish : — With or without head	767
ex 0304 20 35 ex 0304 20 37	Fillets : — With bones (standard)	1 529
	— Boneless	1 798
	— Blocks in immediate packing weighing not more than 4 kg	1 940
ex 0304 90 31	Minced blocks	959
ex 0303 79 35 ex 0303 79 37 ex 0304 90 31	Pieces and other meat	1 100

Species	Presentation	Reference prices (ECU/tonne)
2. Cod *(Gadus morhua, Gadus ogac* and *Gadus macrocephalus)* and fish of the species *Boreogadus saida*	Whole fish :	
ex 0303 60 11, ex 0303 60 19, ex 0303 60 90, ex 0303 79 41	— With or without head	892
	Fillets :	
	— Industrial blocks, with bones (standard)	1 999
	— Industrial blocks, boneless	2 263
ex 0304 20 21 ex 0304 20 29	— Individual fillets, with skin	2 125
	— Individual fillets, skinless	2 475
	— Blocks in immediate packing weighing not more than 4 kg	2 463
ex 0304 90 35 ex 0304 90 38 ex 0304 90 39	Minced blocks	1 022
ex 0303 60 11, ex 0303 60 19, ex 0303 60 90, ex 0303 79 41, ex 0304 90 35, ex 0304 90 38, ex 304 90 39	Pieces and other meat	1 229
3. Coalfish *(Pollachius virens)*	Whole fish :	
ex 0303 73 00	— With or without head	618
	Fillets :	
	— Industrial blocks, with bones (standard)	1 212
	— Industrial blocks, boneless	1 321
ex 0304 20 31	— Individual fillets, with skin	1 213
	— Individual fillets, skinless	1 357
	— Blocks in immediate packing weighing not more than 4 kg	1 427
ex 0304 90 41	Minced blocks	675
ex 0303 73 00, ex 0304 90 41	Pieces and other meat	836
4. Haddock *(Melanogrammus aeglefinus)*	Whole fish :	
ex 0303 72 00	— With or without head	764
	Fillets :	
	— Industrial blocks, with bones (standard)	1 790
	— Industrial blocks, boneless	2 260
ex 0304 20 33	— Individual fillets, with skin	2 049
	— Individual fillets, skinless	2 350
	— Blocks in immediate packing weighing not more than 4 kg	2 363
ex 0304 90 45	Minced blocks	816
ex 0303 72 00, ex 0304 90 45	Pieces and other meat	964
5. Mackerel of the species *Scomber scombrus* and *Scomber japonicus* and fish of the species *Orcynopsis unicolor*		
0303 74 11 0303 74 19 0303 79 61 0303 79 63	— With head	339
	— Without head	366
ex 0304 20 53	Fillets	596
ex 0304 90 99	Sides	477

Species	Presentation	Reference prices (ECU/tonne)
6. Hake *(Merluccius* spp.)	Whole fish :	
ex 0303 78 10	— With or without head	773
	Fillets :	
	— Industrial blocks, with bones (standard)	1 030
	— Industrial blocks, boneless	1 212
ex 0304 20 57	— Individual fillets, with skin	1 091
	— Individual fillets, skinless	1 195
	— Blocks in immediate packing weighing not more than 4 kg	1 274
ex 0304 90 47	Minced blocks	787
ex 0303 78 10 ex 0304 90 47	Pieces and other meat	1 048
7. Alaska pollack *(Theragra chalcogramma)*	Fillets :	
ex 0304 20 85	— Industrial blocks, with bones (standard)	936
	— Industrial blocks, boneless	1 090