COMMISSION REGULATION (EEC) No 1247/90

of 11 May 1990

on transitional measures concerning the application of certain monetary compensatory amounts

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Commission Regulation (EEC) No 3156/85 of 11 November 1985 on transitional measures concerning the application of monetary compensatory amounts [1], as amended by Regulation (EEC) No 3521/88 [2], and in particular Article 11 thereof,

Whereas Regulation (EEC) No 3156/85 lays down a framework for measures intended to prevent artificial traffic at the time of changes in the monetary compensatory amounts;

Whereas Council Regulation (EEC) No 1179/90 [3] fixes the new agricultural conversion rates taking effect at the beginning of the 1990/91 marketing year for milk and milk products and for beef and veal;

Whereas those new rates have resulted in a considerable change in the scale of monetary compensatory amounts applicable in particular in Greece and the United Kingdom;

Whereas, in view of this situation, speculative movements are likely to occur and deflect trade; whereas, however, the trend in the market rate used for the calculation of the MCAs may substantially reduce such risks of deflection; whereas the application of the transitional measures should accordingly be suspended where the monetary gaps applicable remain within certain limits;

Whereas, in order to prevent such deflections, for products likely to be subject to such speculation, provision should be made for the monetary compensatory amounts applicable to the products concerned before those new rates are fixed to remain applicable for a limited period beyond that date; whereas the dates and the products in question must be determined in the light of the specific conditions governing the marketing of such products;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the relevant management committees,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3156/85 shall apply from 14 May 1990 under the following conditions:

(a) the date of the changes shall be 14 May 1990;

(b) the initial date shall be 1 April 1990;

(c) the products and the periods indicated in Annex I to Regulation (EEC) No 3156/85 shall be those indicated in Annex I hereto;

(d) application of Annex II to Regulation (EEC) No 3156/85 shall be extended to Part A thereof; the movements and the products affected shall be those indicated in Annex II hereto.

However, where the market rate used for the calculation of the monetary compensatory amounts referred to in Article 3a of Regulation (EEC) No 3152/85 [4] is more, during at least three consecutive weeks, than:

ECU 1 = £ 0,889146
ECU 1 = Dr 253,939

Regulation (EEC) No 3156/85 shall no longer apply to the milk and milk products sector and the Member State concerned from the Monday following the said three-week period.

Article 2

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

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

Done at Brussels, 11 May 1990.

For the Commission
Ray MAC SHARRY
Member of the Commission

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[1] OJ No L 310, 21. 11. 1985, p. 27.
[2] OJ No L 307, 12. 11. 1988, p. 28.
[3] OJ No L 119, 11. 5. 1990, p. 1.
[4] OJ No L 310, 21. 11. 1985, p. 1.

ANNEX I

Products concerned (CN code)	Applicable until
A. Milk and milk products :	
0402 0403 0404 90 0405 0406 2309 Of a milk products content by weight of not less than 50 %	14 October 1990
B. Beef and veal :	
0201	23 May 1990
0202 1602 50 10 1602 90 61	17 June 1990

ANNEX II

A

1	2	3
Exports from	*Products concerned*	*Destinations*
Greece United Kingdom	Products listed in Annex I	To the other Member States and third countries