COMMISSION REGULATION (EEC) No 2046/90

of 18 July 1990

determining, for tobacco from the 1989 harvest, the quantity actually produced and the prices and premiums payable under the system of maximum guaranteed quantities

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Regulation (EEC) No 727/70 of the Council of 21 April 1970 on the common organization of the market in raw tobacco [1], as last amended by Regulation (EEC) No 1329/90 [2], and in particular Article 4 (5) thereof,

Having regard to Commission Regulation (EEC) No 2824/88 of 13 September 1988 laying down certain detailed rules for the application of the system of maximum guaranteed quantities in the tobacco sector and amending Regulations (EEC) No 1076/78 and (EEC) No 1726/70 [3], and in particular Articles 1 and 2 (4) thereof,

Whereas Regulation (EEC) No 727/70 provides for a system of maximum guaranteed quantities; whereas that system provides in particular that where the quantities fixed for a variety or a group of varieties are exceeded, the prices and premiums concerned must be reduced in accordance with Article 4 (5) of that Regulation;

Whereas Regulation (EEC) No 2824/88 lays down that, before 31 July of the year following that of harvest, the Commission must, for each of the varieties or groups of varieties of tobacco for which a maximum guaranteed quantity has been fixed, determine in particular on the basis of the figures notified by the Member States, the quantity actually produced which, if exceeded, causes the prices and premiums for the variety or group of varieties concerned to be reduced by 1 % for each 1 % by which the maximum guaranteed quantity is exceeded; whereas when that occurs the norm price is reduced by an amount equal to the reduction in the premium; whereas in the case of the 1989 harvest the maximum reduction allowed is 15 %;

Whereas Council Regulation (EEC) No 1252/89 [4], as amended by Regulation (EEC) No 1331/90 [5], fixes *inter alia* the maximum guaranteed quantities of leaf tobacco and the prices and premiums for the 1989 harvest;

Whereas on the basis of the figures available the quantities actually produced in respect of the 1989 harvest are those set out below; whereas the prices and premiums for that harvest should accordingly be adjusted as shown below;

Whereas, as a consequence of Commission Regulation (EEC) No 1665/90 of 20 June 1990 determining the prices and amounts fixed in ecus by the Council in the raw tobacco sector and reduced as a result of the monetary realignment of 5 January 1990 [6], the prices and amounts fixed in ecus must be divided by 1,001712 for operations where the operative event for the agricultural conversion rate occurs from 14 May 1990;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the 1989 harvest the actual production of each variety or group of varieties of tobacco and the overrun of the maximum guaranteed quantities fixed by Regulation (EEC) No 1252/89 shall be those set out in Annex I to this Regulation.

2. Subject to the application of Commission Regulation (EEC) No 1665/90 for the 1989 harvest the norm and intervention prices and the amounts of the premium granted to purchasers of leaf tobacco, as referred to in Articles 2 and 3 of Regulation (EEC) No 727/70, and the derived intervention prices for baled tobacco, as referred to in Article 6 of the said Regulation, which are payable under the system of maximum guaranteed quantities, shall be as set out in Annex II to this Regulation.

Article 2

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 94, 28. 4. 1970, p. 1.
[2] OJ No L 132, 23. 5. 1990, p. 25.
[3] OJ No L 254, 14. 9. 1988, p. 9.
[4] OJ No L 129, 11. 5. 1989, p. 17.
[5] OJ No L 132, 23. 5. 1990, p. 28.
[6] OJ No L 155, 21. 6. 1990, p. 26.

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

Done at Brussels, 18 July 1990.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX I

Tobacco from the 1989 harvest: maximum guaranteed quantities by variety and group of varieties, quantities actually produced, and overrun of the maximum guaranteed quantities

Group and varieties (serial number)	Maximum guaranteed quantity (tonnes)	Quantity actually produced (tonnes)	Overrun of the maximum guaranteed quantity (%)
GROUP I			
3 Virgin D	10 500	6 711	—
7 Bright	44 250	36 685	—
31 Virginia E	14 500	21 171	46,0
33 Virginia P	3 500	3 589	2,5
17 Basmas	30 000	23 975	—
18 Katerini	23 000	19 256	—
26 Virginia EL	9 500	9 480	—
Total	135 250	120 867	
GROUP II			
2 Badischer Burley:			
— for area A	7 000	6 025	—
— for area B	4 300	3 890	—
8 Burley I	42 500	34 315	—
9 Maryland	3 500	2 369	—
25 Burley EL	11 000	4 062	—
28 Burley Ferm.	27 000	14 060	—
32 Burley E		8 900	—
34 Burley P	2 000	1 174	—
Total	97 300	74 795	
GROUP III			
1 Badischer Geudertheimer:			
— for area A	4 300	3 334	—
— for area B	7 700	85 321	1 008,1
4 Paraguay:			
— for area A	20 000	20 107	0,4
— for area B	2 700	2 064	—
— for area C	2 000	1 805	—
5 Nijkerk	1 500	126	—
6 Misionero		101	—
27 Santa Fé		—	—
29 Havanna E		722	
10 Kentucky	10 000	5 866	
16 Round Tip	250	90	23,6
30 Round Scafati		219	
Total	48 450	119 755	
GROUP IV			
13 Xanti-Yakà	20 000	10 368	9,2
14 Perustitza		9 263	
15 Erzegovina		2 216	
19 Kaba Koulak classic	36 000	17 373	—
20 Kaba Koulak non classic		2 500	—
21 Myrodata		6 055	—
22 Zychnomyrodata		625	—
Total	56 000	48 400	
GROUP V			
11 Forchheimer Havanna	18 000	3 954	—
12 Beneventano		10	—
23 Tsebelia	30 000	30 060	44,1
24 Mavra		13 176	
Total	48 000	47 200	

ANNEX II

Norm prices, intervention prices, premiums and derived intervention prices for tobacco from the 1989 harvest, in accordance with the system of maximum guaranteed quantities

(ECU/kg)

Serial No	Variety	Norm price	Intervention price	Premium	Derived intervention price
1	Badischer Geudertheimer and its hybrids				
	— for area A	3,643	2,732 (1)	2,534	4,199 (1)
	— for area B	3,263	2,322 (1)	2,154	3,699 (1)
2	Badischer Burley E and its hybrids	4,512	3,835	2,961	5,426
3	Virgin D	4,626	3,932	2,927	5,179
4	(a) Paraguay and its hybrids (b) Dragon vert and its hybrids, Philippin, Petit Grammont (Flobecq), Semois, Appelterre	3,400	2,890	2,352	—
5	Nijkerk	3,357	2,853	2,132	—
6	(a) Misionero and its hybrids (b) Rio Grande and its hybrids	3,128	2,659	2,159	—
7	Bright	4,070	3,459	2,461	4,764
8	Burley I	2,848	2,421	1,653	3,565
9	Maryland	3,313	2,816	1,875	4,014
10	(a) Kentucky and its hybrids (b) Moro di Cori (c) Salento	2,796	2,376	1,765	3,347
11	(a) Forchheimer Havana II c (b) Nostrano del Brenta (c) Resistente 142 d) Gojano	2,707	2,030 (1)	1,909	3,284 (1)
12	(a) Beneventano (b) Brasile Selvaggio and similar varieties	1,462	1,243	1,077	2,012
13	Xanti-Yakà	3,041	2,519	2,183	4,235
14	(a) Perustitza	2,878	2,385	2,078	3,653
	(b) Samsun	2,883	2,385	2,022	3,677
15	Erzegovina and similar varieties	2,585	2,143	1,872	3,296
16	(a) Round Tip (b) Scafati (c) Sumatra I	14,467	11,494	8,167	18,453
17	Basmas	6,090	5,177	3,072	6,914
18	Katerini and similar varieties	5,073	4,312	2,734	6,196
19	(a) Kaba Koulak classic (b) Elassona	4,022	3,419	2,078	4,925
20	(a) Kaba Koulak non-classic (b) Myrodata Smyrne, Trapezous and Phi I	3,030	2,576	1,423	3,979
21	Myrodata Agrinion	3,998	3,398	2,099	4,840

(ECU/kg)

Serial No	Variety	Norm price	Intervention price	Premium	Derived intervention price
22	Zichnomyrodata	4,154	3,531	2,214	5,051
23	Tsebelia	2,806	2,037 (1)	2,204	3,375 (1)
24	Mavra	2,802	1,989 (1)	1,802	3,321 (1)
25	Burley EL	2,251	1,688 (1)	1,219 (1)	2,748 (1)
26	Virginia EL	3,806	3,235	3,145	4,465
27	Santa Fé	1,383	1,176	0,301	2,034
28	Burley Ferm.	2,240	1,904	0,931	2,923
29	Havana E	2,878	2,447	1,952	3,634
30	Round Scafati	7,782	6,264	5,024	11,245
31	Virginia E	4,178	3,273	2,001	4,640
32	Burley E	2,965	2,520	1,398	3,789
33	Virginia P	4,216	3,552	2,307	4,872
34	Burley P	3,072	2,611	1,398	3,896

(1) Account being taken of the application of Article 13 of Regulation (EEC) No 727/70.