COMMISSION REGULATION (EEC) No 246/90

of 30 January 1990

amending Regulation (EEC) No 3946/89 fixing certain additional detailed rules for the application of the supplementary trade mechanism to fruit and vegetables as regards artichokes, carrots, strawberries, lettuce, melons, table grapes and tomatoes and bringing broad-leaf endives under these rules

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 3210/89 of 23 October 1989 laying down general rules for applying the supplementary trade mechanism to fresh fruit and vegetables [1], and in particular Article 9 thereof,

Whereas Commission Regulation (EEC) No 816/89 [2] established the list of products subject to the supplementary trade mechanism in the fresh fruit and vegetables sector from 1 January 1990; whereas these products include artichokes, carrots, strawberries, lettuce, melons, table grapes, tomatoes and broad-leaf endives;

Whereas Commission Regulation (EEC) No 3944/89 [3], as amended by Regulation (EEC) No 245/90 [4], laid down detailed rules for applying the supplementary trade mechanism, termed 'STM' below, to fresh fruit and vegetables;

Whereas Commission Regulation (EEC) No 3946/89 [4] determined that the month of January 1990 should for the abovementioned products be a period I as defined in Article 2 of Regulation (EEC) No 3210/89; whereas Commission Regulation (EEC) No 3945/89 [5], determined that for broad-leaf endives the month of January 1990 should be a period II; whereas the outlook for Spanish consignments to the rest of the Community, Portugal excepted, and the market situation indicate that the period I should be determined for all the abovementioned products for the month of February 1990; whereas they should all therefore be brought under the same rules and Regulation (EEC) No 3946/89 amended accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3946/89 is hereby amended as follows:

1. Article 1 is replaced by the following:

'*Article 1*

For tomatoes of CN code 0702 00 10, cabbage lettuce of CN code 0705 11 90, lettuce other than cabbage of CN code 0705 19 00, carrots of CN code ex 0706 10 00, artichokes of CN code 0709 10 00, table grapes of CN code 0806 10 15, melons of CN code 0807 10 90, strawberries of CN code 0810 10 90 and broad-leaf endives of CN code ex 0705 29 00, periods as defined in Article 2 of Regulation (EEC) No 3210/89 are determined as indicated in the Annex hereto.'

2. The Annex is replaced by the Annex to this Regulation.

Article 2

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

It shall be applicable from 1 February 1990.

(1) OJ No L 312, 27. 10. 1989, p. 6.
(2) OJ No L 86, 31. 3. 1989, p. 35.
(3) OJ No L 379, 28. 12. 1989, p. 20.
(4) See page 14 of this Official Journal.
(5) OJ No L 379, 28. 12. 1989, p. 27.
(6) OJ No L 379, 28. 12. 1989, p. 25.

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

Done at Brussels, 30 January 1990.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX

'ANNEX

Periods as defined in Article 2 of Regulation (EEC) No 3210/89

1 to 28 February 1990

Description of product	CN code	Period
Tomatoes	0702 00 10	I
Cabbage lettuce	0705 11 90	I
Lettuce other than cabbage lettuce	0705 19 00	I
Carrots	ex 0706 10 00	I
Artichokes	0709 10 00	I
Table grapes	0806 10 15	I
Melons	0807 10 90	I
Strawberries	0810 10 90	I
Broad-leaf endives	ex 0705 29 00	I'