COMMISSION REGULATION (EEC) No 3167/91

of 30 October 1991

altering the entry price or certain fruit and vegetables originating in Mediterranean third countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3488/89 of 21 November 1989 laying down the method of decision for certain provisions laid down for agricultural products in the framework of Mediterranean agreements (1), and in particular Article 2 thereof,

Whereas, in accordance with the agreements concluded with various Mediterranean third countries, the Community may decide to alter the entry price for certain species of fruit and vegetables originating in such countries, taking account of the annual reviews of trade flows by product and country pursuant to Council Regulation (EEC) No 451/89 of 20 February 1989 concerning the procedure to be applied to certain agricultural products originating in various Mediterranean third countries (2);

Whereas examination of the prospects for export flows from Mediterranean third countries in the light of the overall trend on the Community market points to the need to alter the entry price for oranges, clementines, mandarins and other similar citrus hybrids, lemons and tomatoes;

Whereas the alteration of the entry price must, for each product concerned, relate to the amount to be deducted as customs duties from the representative prices recorded in the Community for the calculation of the entry price referred to in Article 24 of Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables (3), as last amended by Regulation (EEC) No 1623/91 (4); whereas, according to product and origin, reductions, as appropriate, of one third or one half during trading periods enable the desired objective to be attained; whereas such reductions must apply within the quantitative limits determined, in accordance with the Mediterranean agreements;

Whereas this alteration of the entry price is to apply in respect of specific quantities which must be entered in the accounts during the periods laid down in the agreements; whereas a Community surveillance system must be set up to manage the arrangements in question; whereas the Commission must inform the Member States as soon as the quantities laid down in the Mediterranean agreements and specified in this Regulation have been reached;

Whereas the products in question are subject, moreover, to a system of tariff quotas when they originate in certain countries; whereas the abovementioned Community surveillance system is accordingly to apply only outside the period of statistical monitoring introduced to administer the quotas;

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

For the purpose of calculating the entry price referred to in Article 24 (3) of Regulation (EEC) No 1035/72 for each of the products originating in the Mediterranean third countries referred to in Annex I hereto, the amount to be deducted as customs duties from the recorded representative prices shall be reduced by the percentage indicated in that Annex during the periods and in respect of the maximum quantities specified therein.

Article 2

1. Imports of the products listed in Annex II and originating in the countries indicated therein shall be subject to Community surveillance during the periods laid down in the last column of that Annex.

2. Deductions shall be made from the specified quantities when products are presented to the customs authorities for release for free circulation, accompanied by a movement certificate.

Goods may be deducted from the specified quantity only if the movement certificate is presented before the date on which these preferential arrangements cease to apply.

The extent to which a specified quantity is used up shall be determined at Community level on the basis of the imports deducted from it as specified in the first and second subparagraphs.

(1) OJ No L 340, 23. 11. 1989, p. 2.
(2) OJ No L 52, 24. 2. 1989, p. 7.
(3) OJ No L 118, 20. 5. 1972, p. 1.
(4) OJ No L 150, 15. 6. 1991, p. 8.

Member States shall inform the Commission, at the intervals and within the time limits specified in paragraph 3, of imports effected in accordance with the rules set out above.

3. With respect to imports effected, Member States shall send to the Commission statements of the deducted quantities every 10 days, to be forwarded within five days from the end of each ten-day period.

4. As soon as the quantities specified in Annex I have been reached, the Commission shall inform the Member States of the date from which these preferential arrangements shall cease to apply.

Article 3

The Member States and the Commission shall cooperate closely with a view to implementing this Regulation and in particular, where the need arises, to coordinating the system for administering the quotas.

Article 4

This Regulation shall enter into force on 1 November 1991.

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

Done at Brussels, 30 October 1991.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX I

Alteration of entry price

Products		Mediterranean third county	Amount to be deducted	Period of application of the alteration	Quantity specified in agreements (tonnes)
CN code	Description				
ex 0805 10	Oranges, fresh or chilled	Israel	one third	1. 12. 1991 to 31. 5. 1992	293 000
		Morocco	one third	1. 12. 1991 to 31. 5. 1992	265 000
		Tunisia	one third	1. 12. 1991 to 31. 5. 1992	28 000
		Egypt	one third	1. 12. 1991 to 31. 5. 1992	7 000
		Cyprus	one third	1. 1. 1992 to 31. 5. 1992	67 000
			one half	1. 12. 1992 to 31. 12. 1992	
ex 0805 20	Mandarins and other similar citrus hybrids, fresh or chilled, excluding clementines	Morocco	one third	1. 11. 1991 to end of February 1992	Morocco 110 000
		Israel	one third		Israel 14 200
ex 0805 20	Clementines fresh or chilled	Morocco	one third	1. 12. 1991 to end of February 1992	
		Israel	one third		
ex 0805 30 10	Lemons, fresh or chilled	Cyprus	one third	1. 1. 1992 to 31. 5. 1992	15 000
		Turkey	one half	1. 6. 1992 to 31. 12. 1992	12 000
		Israel			6 400
0702 00	Tomatoes fresh or chilled	Morocco	one third	15. 11. 1991 to 20. 12. 1991	86 000 of which
			one half	1. 4. 1992 to 31. 5. 1992	April 15 000
					May 10 000

ANEXO II

Surveillance

Serial No	Products		Mediterranean third country	Overail period covered	Period of statistical monitoring under tariff quotas	Periods of surveillance provided for in Article 2
	CN code	Description				
19.0010	ex 0805 10	Oranges, fresh or chilled	Israel	1. 11. 1991 to 31. 5. 1992	1. 11. 1991 to 31. 5. 1992	—
			Morocco		1. 1. 1992 to 31. 5. 1992	1. 11. 1991 to 31. 12. 1991
			Tunisia		1. 1. 1992 to 31. 5. 1992	1. 11. 1991 to 31. 12. 1991
			Egypt		1. 11. 1991 to 31. 5. 1992	—
			Cyprus	1. 1. 1992 to 31. 12. 1992	—	1. 1. 1992 to 31. 12. 1992
19.0020	ex 0805 20	Clementines, mandarins and other similar citrus hybrids, fresh or chilled	Morocco	1. 11. 1991 to end of February 1992	1. 1. 1992 to end of February 1992	1. 11. 1991 to 31. 12. 1991
			Israel		1. 11. 1991 to end of February 1992	—
19.0030	ex 0805 30 10	Lemons, fresh or chilled	Cyprus	1. 1. 1992 to 31. 12. 1992	—	1. 1. 1992 to 31. 12. 1992
			Turkey		—	1. 1. 1992 to 31. 12. 1992
			Israel		1. 1. 1992 to 31. 12. 1992	—
19.0050	0702 00	Tomatoes, fresh or chilled	Morocco	15. 11. 1991 to 31. 5. 1992	15. 11. 1991 to 30. 4. 1992	1. 5. 1992 to 31. 5. 1992