COMMISSION REGULATION (EEC) No 333/91

of 12 February 1991

amending Regulation (EEC) No 3812/90 laying down detailed rules for the application of the supplementary trade mechanism to milk products imported into Portugal from the Community of Ten and Spain

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 569/86 of 25 February 1986 laying down general rules for the application of the supplementary mechanism applicable to trade [1], as last amended by Regulation (EEC) No 3296/88 [2], and in particular Article 7 (1) thereof,

Whereas Commission Regulation (EEC) No 3812/90 [3] lays down a quarterly indicative ceiling for exports of certain milk products to Portugal ; whereas, in the light of experience, provision should be made for the possibility of adding to the quantity for one quarter the quantity outstanding for the preceding quarter in respect of each product or, in the case of cheese, each category ;

Whereas the Management Committee for Milk and Milk Products failed to deliver an opinion within the period specified by its chairman,

HAS ADOPTED THIS REGULATION :

Article 1

The following is added to the first subparagraph of Article 4 (1) of Regulation (EEC) No 3812/90 :

'If, in the course of one calendar year, the total quantity in respect of which applications have been lodged during one quarter is less than the ceiling laid down for that quarter, the quantity outstanding may be added to the ceiling for the following quarter.'

Article 2

This Regulation shall enter into force on the third day following 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, 12 February 1991.

For the Commission

Ray MAC SHARRY

Member of the Commission

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[1] OJ No L 55, 1. 3. 1986, p. 106.
[2] OJ No L 293, 27. 10. 1988, p. 7.
[3] OJ No L 366, 29. 12. 1990, p. 15.