COMMISSION REGULATION (EEC) No 1498/92

of 10 June 1992

laying down detailed rules for the application of the minimum import price system for certain soft fruits originating in Hungary, Poland and the Czech and Slovak Federal Republic and fixing the minimum import prices applicable until 31 May 1993

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1333/92 of 18 May 1992 on the system of minimum import prices for certain soft fruits originating in Hungary, Poland and Czechoslovakia (1), and in particular Article 3 thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy (2), as last amended by Regulation (EEC) No 2205/90 (3), and in particular Article 2 (4) thereof,

Whereas Article 1 of Regulation (EEC) No 1333/92 defines the factors to be taken into account when fixing the minimum import price; whereas certain of these factors should be specified;

Whereas under the Association Agreements signed with Hungary, Poland and the Czech and Slovak Federal Republic, observance of these prices must be checked at regular intervals and care should be taken to ensure that the import price does not fall excessively for a short period;

Whereas, on the basis of the factors referred to in Article 1 of Regulation (EEC) No 1333/92 as specified in this Regulation, a minimum import price should be fixed for the 1992/93 marketing year for the products listed in the Annex to the said Regulation;

Whereas the Management Committee for Fruit and Vegetables and Products Processed from Fruit and Vegetables has not delivered an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of fixing the minimum import price:

— the prices of Community products and products imported from the third countries in question shall mean their weighted average over the previous three years;

— the general trend on the Community market shall mean the evolution of the market share of Community products and imports and trends in the use of the different presentations of the same product.

Article 2

The minimum import price shall be deemed not to have been observed where, for a three-month period during the marketing year, which begins on 1 June and ends on 31 May the following year, the average unit value of each of the products concerned imported into the Community during that same period is lower than the minimum import price for that product.

Article 3

If, within each three-month period, the unit value as referred in Article 2 is, for a two-week period, less than 90 % of the minimum import price, subject to the quantity imported during that period being at least equal to 4 % of the quantity imported into the Community from the same country during the previous year, the Commission shall inform the competent authorities of the third country in question as well as the Member States.

Article 4

In cases where verification under Article 2 shows that the minimum import price is not observed, the Commission shall apply the measures provided for in Article 2 of Regulation (EEC) No 1333/92 for a period not exceeding three months.

Article 5

1. For the period ending on 31 May 1993, the minimum import prices for each of the products listed in the Annex to Regulation (EEC) No 1333/92 originating in Hungary, Poland and the Czech and Slovak Federal Republic shall be as set out in the Annex to this Regulation.

2. The minimum import price shall be converted into the national currency of the Member State in which the products are released for free circulation using the conversion rate referred to in Article 3a of Commission Regulation (EEC) No 3152/85 (4) valid on the date on which the certificate of release for free circulation is accepted.

Article 6

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

It shall apply from 1 June 1992.

(1) OJ No L 145, 27. 5. 1992, p. 3.
(2) OJ No L 164, 24. 6. 1985, p. 1.
(3) OJ No L 201, 31. 7. 1990, p. 9.
(4) OJ No L 310, 21. 11. 1985, p. 1.

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

Done at Brussels, 10 June 1992.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX

(ECU/100 kg net)

CN code	Description of product	Country of origin		
		Poland	Hungary	Czechoslovakia
ex 0810 20 10	Raspberries, intended for processing	52	52	52
ex 0810 30 10	Blackcurrants, intended for processing	54,6	54,6	54,6
ex 0810 30 30	Redcurrants, intended for processing	24	24	24
ex 0811 10 11	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content exceeding 13 % by weight : whole fruit	92,1	—	—
ex 0811 10 11	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content exceeding 13 % by weight : other	65	—	—
ex 0811 10 19	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight : whole fruit	92,1	—	—
ex 0811 10 19	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight : other	65	—	—
ex 0811 10 90	Frozen strawberries containing no added sugar or other sweetening matter : whole fruit	92,1	92,1	92,1
ex 0811 10 90	Frozen strawberries containing no added sugar or other sweetening matter : other	65	65	65
ex 0811 20 19	Frozen raspberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight : whole fruit	110	110	110
ex 0811 20 19	Frozen raspberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight : other	58,5	58,5	58,5
ex 0811 20 31	Frozen raspberries, containing no added sugar or other sweetening matter : whole fruit	110	110	110
ex 0811 20 31	Frozen raspberries, containing no added sugar or other sweetening matter : other	58,5	58,5	58,5

(ECU/100 kg net)

CN code	Description of product	Country of origin		
		Poland	Hungary	Czechoslovakia
ex 0811 20 39	Frozen blackcurrants, containing no added sugar or other sweetening matter : without stalk	103	103	103
ex 0811 20 39	Frozen blackcurrants, containing no added sugar or other sweetening matter : other	61,1	61,1	61,1
ex 0811 20 51	Frozen redcurrants, containing no added sugar or other sweetening matter : without stalk	53,7	53,7	53,7
ex 0811 20 51	Frozen redcurrants, containing no added sugar or other sweetening matter : other	30,6	30,6	30,6