COMMISSION REGULATION (EC) No 3088/94
of 16 December 1994
fixing the aid for cotton

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of Greece, and in particular paragraphs 3 and 10 of Protocol 4 on cotton annexed thereto, as amended by Protocol 14 annexed to the Act of Accession of Spain and Portugal, and Commission Regulation (EEC) No 4006/87 (1),

Having regard to Council Regulation (EEC) No 2169/81 of 27 July 1981 laying down the general rules for the system of aid for cotton (2), as last amended by Regulation (EEC) No 1554/93 (3), and in particular Article 5 (1) thereof,

Whereas, pursuant to Article 5 of Regulation (EEC) No 2169/81, aid must be granted for unginned cotton harvested in the Community when the world market price for unginned cotton is below the guide price;

Whereas the aid is equal to the difference between these two prices;

Whereas the guide price for unginned cotton has been fixed for the 1994/95 marketing year by Council Regulation (EC) No 1876/94 (4);

Whereas the abatement of the subsidy which arises from the system of maximum guaranteed quantities for the 1994/1995 marketing year, has been fixed by Commission Regulation (EC) No 2150/94 (5), as amended by Regulation (EC) No 3012/94 (6) and set at ECU 23,843 per 100 kg;

Whereas the world market price for unginned cotton is determined periodically on the basis of the world prices recorded for ginned cotton and cotton seed, talking into account the estimated yield of the Community harvest in cotton seed and in ginned cotton and also the net cost of ginning;

Whereas the world market price for ginned cotton and cotton seed is determined in accordance with Article 4 of Regulation (EEC) No 2169/81;

Whereas, if the world market price for unginned cotton cannot be determined as described above, this price shall be established on the basis of the most recent price determined;

Whereas the world market price for unginned cotton is equal to the sum of the values for ginned cotton seed defined in Article 1 of Commission Regulation (EEC) No 1201/89 of 3 May 1989, laying down rules implementing the system of aid cotton (7), as last amended by Regulation (EEC) No 2046/93 (8), minus the cost of ginning;

Whereas the above values are established on the basis of the prices determined in accordance with Articles 2 and 3 of Regulation (EEC) No 1201/89; whereas the world market price is determined on the basis of the most favourable offers and quotations recorded, excluding offers and quotations which cannot be regarded as representative of the real market trend;

Whereas the necessary adjustments must be made in cases where the offers and quotations recorded do not satisfy the requirements indicated above;

Whereas, pursuant to Article 4 (4) of Regulation (EEC) No 2169/81, if there are no suitable offers or quotations for determing the world market price for cotton seed, that price shall be established on the basis of the most favourable offers and quotations for cotton seed recorded on the Community market or, if those offers and quotations cannot be established, on the basis of the value of the products obtained from processing the seed in the Community, less the processing cost; whereas this value is determined in accordance with Article 4 of Regulation (EEC) No 1201/89;

(1) OJ No L 377, 31. 12. 1987, p. 49.
(2) OJ No L 211, 31. 7. 1981, p. 2.
(3) OJ No L 154, 25. 6. 1993, p. 23.
(4) OJ No L 197, 30. 7. 1994, p. 17.
(5) OJ No L 228, 1. 9. 1994, p. 31.
(6) OJ No L 320, 13. 12. 1994, p. 9.
(7) OJ No L 123, 4. 5. 1989, p. 23.
(8) OJ No L 185, 28. 7. 1993, p. 19.

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92 [1], as amended by Regulation (EC) No 3528/93 [2], are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions are laid down in Commission Regulation (EEC) No 1068/93 [3], as amended by Regulation (EC) No 547/94 [4];

Whereas the aid must be fixed once a month, and in such a way that it can be applied for the first day of the month following the date of fixing; whereas it may be altered between fixings;

Whereas it follows from applying these provisions to the offers and quotations known to the Commission that the aid for cotton should be as set out in this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The aid for unginned cotton provided for in Article 5 of Regulation (EEC) No 2169/81 shall be ECU 46,730 per 100 kilograms.

Article 2

This Regulation shall enter into force on 17 December 1994.

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

Done at Brussels, 16 December 1994.

For the Commission

René STEICHEN

Member of the Commission

(1) OJ No L 387, 31. 12. 1992, p. 1.
(2) OJ No L 320, 22. 12. 1993, p. 32.
(3) OJ No L 108, 1. 5. 1993, p. 106.
(4) OJ No L 69, 12. 3. 1994, p. 1.