COMMISSION REGULATION (EC) No 1923/95

of 3 August 1995

fixing the quantities of banana imports for supply to the Community for the fourth quarter of 1995

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 404/93 of 13 February 1993 on the common organization of the market in bananas [1], as last amended by Regulation (EC) No 3290/94 [2], and in particular Article 20 thereof,

Whereas Article 9 (1) of Commission Regulation (EEC) No 1442/93 [3], as last amended by Regulation (EC) No 1164/95 [4], provides that indicative quantities, expressed where necessary as percentages of the shares allocated to the various countries or groups of countries listed in Annex I to Commission Regulation (EC) No 478/95 [5], as last amended by Regulation (EC) No 702/95 [6], or of the quantities of those quotas available are to be fixed using data and forecasts relating to the Community market, for the purposes of issuing import licences for each quarter;

Whereas the tariff quota quantities available for imports from the countries or groups of countries listed in Annex I to Regulation (EC) No 478/95 for the fourth quarter of 1995 should be determined taking account on the one hand of the import licences or authorizations issued during the first three quarters of 1995 and on the other hand of the tariff quota provided for in Article 18 of Regulation (EEC) No 404/93 plus the additional quantity laid down in Commission Regulation (EC) No 1924/95 [7];

Whereas, with a view to achieving the same objectives, the indicative quantities provided for in Article 14 (1) of Regulation (EEC) No 1442/93 should be fixed for the purposes of issuing licences for traditional banana imports from the African, Caribbean and Pacific (ACP) States;

Whereas those quantities do not include the unused quantities to be reallocated pursuant to Article 10 (3) of Regulation (EEC) No 1442/93 to use up the tariff quota and, as regards imports from the ACP States, pursuant to Article 17 (4) thereof;

Whereas this Regulation must enter into force immediately so that licence applications can be lodged in respect of the fourth quarter of 1995;

Whereas the Management Committee for Bananas has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. The quantities available for import in respect of the fourth quarter of 1995 under the tariff quota arrangements for banana imports from the countries or groups of countries listed in Annex I to Regulation (EC) No 478/95 shall be as set out in Annex I hereto.

2. Applications for import licences in respect of the fourth quarter of 1995 from individual operators may not cover a quantity exceeding the difference between the quantity allocated to the operator pursuant to Article 4 (4) and Article 6 of Regulation (EEC) No 1442/93 and the total quantity covered by import licences issued to him in respect of the first three quarters of 1995. Import licence applications shall be accompanied by copies of any import licences issued to the operator in respect of the preceding quarters of 1995.

The first subparagraph shall not apply to operators established in Austria, Finland or Sweden.

In the case of operators established elsewhere in the Community, the first subparagraph shall apply without prejudice to rights defined by Article 3 of Regulation (EC) No 1924/95.

Article 2

Pursuant to Article 14 (1) of Regulation (EEC) No 1442/93, quantities available for traditional imports of bananas from the ACP States for the fourth quarter of 1995 shall be as set out in Annex II hereto.

Article 3

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

[1] OJ No L 47, 25. 2. 1993, p. 1.
[2] OJ No L 349, 31. 12. 1994, p. 105.
[3] OJ No L 142, 12. 6. 1993, p. 6.
[4] OJ No L 117, 24. 5. 1995, p. 14.
[5] OJ No L 49, 4. 3. 1995, p. 13.
[6] OJ No L 71, 31. 3. 1995, p. 84.
[7] See page 24 of this Official Journal.

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

Done at Brussels, 3 August 1995.

For the Commission
Hans VAN DEN BROEK
Member of the Commission

ANNEX I

Tariff quota quantities available for banana imports from the countries or groups of countries listed in Annex I to Regulation (EC) No 478/95 in respect of the fourth quarter of 1995

TABLE 1

(tonnes net weight)

Country	Quantity	
	Categories A and C	Category B
Colombia	190 658	81 710
Costa Rica	88 428	37 898
Venezuela	7 313	

TABLE 2

(tonnes net weight)

Country	Quantity
Non-traditional imports from ACP States :	
Dominican Republic	2 423
Belize	12 516
Côte d'Ivoire	2 814
Cameroon	5 147
Other ACP States	2 613

TABLE 3

(tonnes net weight)

Country	Quantity
Other	221 671

ANNEX II

Quantities available for traditional imports of bananas from the ACP States in respect of the fourth quarter of 1995

(tonnes net weight)

Country	Quantity
Traditional imports from ACP States :	
Côte d'Ivoire	36 773
Cameroon	34 110
Suriname	10 547
Somalia	36 851
Jamaica	48 500
St Lucia	46 245
Saint Vincent and the Grenadines	38 808
Dominica	31 863
Belize	6 500
Cape Verde	4 800
Grenada	10 042
Madagascar	5 900