COMMISSION REGULATION (EC) No 2289/95

of 29 September 1995

amending the import duties in the cereals sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals (1), as last amended by Regulation (EC) No 1863/95 (2),

Having regard to Commission Regulation (EC) No 1502/95 of 29 June 1995 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 for the 1995/96 marketing year as regards import duties in the cereals sector (3), as amended by Regulation (EC) No 1817/95 (4), and in particular Article 2 (1) thereof,

Wheres the import duties in the cereals sector are fixed by Commission Regulation (EC) No 2273/95 (5);

Whereas Article 2 (1) of Regualtion (EC) No 2273/95 provides that if during the period of application, the average import duty calculated differs by ECU 5 per tonne from the duty fixed, a corresponding adjustment is to be made; whereas such a difference has arisen; whereas it is therefore necessary to adjust the import duties fixed in Regulation (EC) No 2273/95,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 2273/95 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 30 September 1995.

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

Done at Brussels, 29 September 1995.

For the Commission

Franz FISCHLER

Member of the Commission

(1) OJ No L 181, 1. 7. 1992, p. 21.
(2) OJ No L 179, 29. 7. 1995, p. 1.
(3) OJ No L 147, 30. 6. 1995, p. 13.
(4) OJ No L 175, 27. 7. 1995, p. 23.
(5) OJ No L 231, 28. 9. 1995, p. 30.

ANNEX I

Import duties for the products listed in Article 10 (2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (ECU/tonne) (1)	Import duty by sea from other ports (3) (ECU/tonne) (1)
1001 10 00	Durum wheat (2)	10,00	0,00
1001 90 91	Common wheat seed	12,05	2,05
1001 90 99	Common high quality wheat other than for sowing (4)	12,05	2,05
	medium quality	28,64	18,64
	low quality	34,99	24,99
1002 00 00	Rye	73,76	63,76
1003 00 10	Barley, seed	73,76	63,76
1003 00 90	Barley, other (4)	73,76	63,76
1005 10 90	Maize seed other than hybrid	106,82	96,82
1005 90 00	Maize other than seed (4)	106,82	96,82
1007 00 90	Grain sorghum other than hybrids for sowing	104,25	94,25

(1) Where import takes place in the month following the month of fixing, these import duty amounts are to be adjusted in accordance with the third subparagraph of Article 2 (1) of Regulation (EC) No 1502/95.

(2) In the case of durum wheat not meeting the minimum quality requirements referred to in Annex I to Regulation (EC) No 1502/95, the duty applicable is that fixed for low-quality common wheat.

(3) For goods arriving in the Community via the Atlantic Ocean (Article 2 (4) of Regulation (EC) No 1502/95), the importer may benefit from a reduction in the duty of:

— ECU 3 per tonne, where the port of unloading is on the Mediterranean Sea, or

— ECU 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

(4) The importer may benefit from a flat-rate reduction of ECU 8 per tonne, where the conditions laid down in Article 2 (5) of Regulation (EC) No 1502/95 are met.

ANNEX II

Factors for calculating duties (period from 27. 9. to 28. 9. 1995):

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas-City	Chicago	Chicago	Mid-America	Mid-America
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11 %	SRW2	YC3	HAD2	US barley 2
Quotation (ECU/tonne)	137,49	138,90	137,62	94,01	180,35 (1)	91,57 (1)
Gulf premium (ECU/tonne)	—	13,63	8,57	10,83	—	—
Great lake premium (ECU/tonne)	17,41	—	—	—	—	—

(1) Fob Duluth.

2. Freight/cost: Gulf of Mexico — Rotterdam: ECU 13,57 per tonne; Great Lakes/St Lawrence — Rotterdam: ECU 29,41 per tonne.

3. Subsidy (third paragraph of Article 4 (2) of Regulation (EC) No 1502/95: ECU 0,00 per tonne).