COMMISSION REGULATION (EC) No 1561/96

of 30 July 1996

fixing the reduction coefficients for the determination of the quantity of bananas to be allocated to each operator in categories A and B from the tariff quota for 1996

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, pursuant to Article 6 of Commission Regulation (EEC) No 1442/93 of 10 June 1993 laying down detailed rules for the application of the arrangements for importing bananas into the Community [3], as last amended by Regulation (EC) No 1409/96 [4], the Commission, depending on the annual tariff quota and the total reference quantities of operators determined pursuant to Articles 3 and following of that Regulation, is to fix, where appropriate, a single reduction coefficient for each category of operators to be applied to operators' reference quantities to determine the quantity to be allocated to each for the year in question;

Whereas, pending the adaptation of the volume of the tariff quota as a result of the accession of Austria, Finland and Sweden, Commission Regulation (EC) No 2679/95 [5], for the purposes of implementation of Article 6 of Regulation (EEC) No 1442/93, provisionally fixes the reduction coefficients to be applied to the reference quantity of each operator in categories A and B, on the basis of a tariff quota volume of 2 200 000 tonnes for 1996;

Whereas the volume of the tariff quota was fixed subsequently at 2 553 000 tonnes for 1996 by Commission Regulation No 1559/96 [6], not including the additional quantity of 72 440 tonnes laid down in Commission Regulations (EC) No 127/96 [7] and 822/96 [8] as a result of tropical storms Iris, Luis and Marilyn;

Whereas, for the sake of clarity, Regulation (EC) No 2679/95 should be repealed;

Whereas for calculating the abovementioned reduction coefficients, the total quantity allocated to operators who suffered the effects of tropical storms Iris, Luis and Marilyn should not be taken into account; whereas the coefficients should be determined on the basis of 2 553 000 tonnes;

Whereas the provisions of this Regulation must enter into force immediately, given the time limits laid down in Regulation (EEC) No 1442/93;

Whereas the Management Committee for Bananas has failed to deliver an opinion within the time limit laid down by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The quantity to be allocated to each operator in categories A and B in respect of the period from 1 January to 31 December 1996 within the tariff quota provided for in Articles 18 and 19 of Regulation (EEC) No 404/93 shall be calculated by applying to the operator's reference quantity, determined in accordance with Article 5 of Regulation (EEC) No 1442/93, the following single reduction coefficients:

— for each category A operator: 0,623432,

— for each category B operator: 0,552005.

Article 2

Regulation (EC) No 2679/95 is hereby repealed.

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 181, 20. 7. 1996, p. 13.
(5) OJ No L 277, 21. 11. 1995, p. 1.
(6) See page 12 of this Official Journal.
(7) OJ No L 20, 26. 1. 1996, p. 17.
(8) OJ No L 111, 4. 5. 1996, p. 7.

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

Done at Brussels, 30 July 1996.

For the Commission

Franz FISCHLER

Member of the Commission