COMMISSION REGULATION (EC) No 1041/98

of 19 May 1998

re-establishing the preferential customs duty on imports of small-flowered roses originating in Israel

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan and Morocco and the West Bank and the Gaza Strip [1], as last amended by Regulation (EC) No 1300/97 [2], and in particular Article 5 (2) (b) thereof,

Whereas Regulation (EEC) No 4088/87 fixes conditions for the application of a preferential customs duty on large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations within the limit of tariff quotas opened annually for imports of fresh cut flowers into the Community;

Whereas Council Regulation (EC) No 1981/94 [3], as last amended by Commission Regulation (EC) No 650/98 [4], opens and provides for the administration of Community tariff quotas for certain products originating in Cyprus, Egypt, Israel, Malta, Morocco, the West Bank and the Gaza Strip, Tunisia and Turkey, and providing detailed rules for extending and adapting these tariff quotas;

Whereas Commission Regulation (EC) No 1040/98 [5] fixed Community producer and import prices for carnations and roses for application of the arrangements for importation from the countries in question;

Whereas Commission Regulation (EEC) No 700/88 [6], as last amended by Regulation (EC) No 2062/97 [7], laid down detailed rules for the application of these arrangements;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92 [8], as last amended by Regulation (EC) No 150/95 [9], 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 were set by Commission Regulation (EEC) No 1068/93 [10], as last amended by Regulation (EC) No 96/98 [11];

Whereas the preferential customs duty fixed for small-flowered roses originating in Israel by Regulation (EC) No 1981/94 was suspended by Commission Regulation (EC) No 660/98 [12];

Whereas on the basis of price recordings made as specified in Regulations (EEC) No 4088/87 and (EEC) No 700/88 it must be concluded that the requirement for reintroduction of the preferential customs duty laid down in Article 2 (4) of Regulation (EEC) No 4088/87 is met for small-flowered roses originating in Israel; whereas the preferential customs duty should be reintroduced;

Whereas in between meetings of the Management Committee, the Commission must adopt such measures,

HAS ADOPTED THIS REGULATION:

Article 1

1. For imports of small-flowered roses (CN codes ex 0603 10 11 and ex 0603 10 51) originating in Israel the preferential customs duty set by amended Regulation (EC) No 1981/94 is reintroduced.

2. Regulation (EC) No 660/98 is hereby repealed.

Article 2

This Regulation shall enter into force on 20 May 1998.

[1] OJ L 382, 31. 12. 1987, p. 22.
[2] OJ L 177, 5. 7. 1997, p. 1.
[3] OJ L 199, 2. 8. 1994, p. 1.
[4] OJ L 88, 24. 3. 1998, p. 8.
[5] See page 1 of this Official Journal.
[6] OJ L 72, 18. 3. 1988, p. 16.
[7] OJ L 289, 22. 10. 1997, p. 1.
[8] OJ L 387, 31. 12. 1992, p. 1.
[9] OJ L 22, 31. 1. 1995, p. 1.
[10] OJ L 108, 1. 5. 1993, p. 106.
[11] OJ L 135, 8. 5. 1998, p. 5.
[12] OJ L 90, 25. 3. 1998, p. 36.

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

Done at Brussels, 19 May 1998.

For the Commission
Franz FISCHLER
Member of the Commission