COMMISSION REGULATION (EC) No 2811/98

of 22 December 1998

fixing the definitive aid for oranges for the 1997/98 marketing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2202/96 of 28 October 1996 introducing a Community aid scheme for producers of certain citrus fruits [1],

Having regard to Commission Regulation (EC) No 1169/97 of 26 June 1997 laying down detailed rules for the application of Council Regulation (EC) No 2202/96 introducing a Community aid scheme for producers of certain citrus fruits [2], as last amended by Regulation (EC) No 1145/98 [3], and in particular Article 22(1) thereof,

Whereas Article 5(1) of Regulation (EC) No 2202/96 establishes a processing threshold of 1 189 000 tonnes for oranges; whereas Article 5(2) of that Regulation provides that, for each marketing year, overrunning of the processing thresholds is to be assessed on the basis of the average quantity processed with benefit of the aid during the last three marketing years, including the current marketing year; whereas Article 5(3) stipulates that, where an overrun has been established, the aid fixed for the current marketing year in the Annex to that Regulation is to be reduced by 1 % per 11 890 tonnes of overrun;

Whereas, under Article 22(1)(b) of Regulation (EC) No 1169/97, the Member States have notified the Commission of the quantities of oranges delivered for processing in respect of the 1997/98 marketing year under Regulation (EC) No 2202/96; whereas, on the basis of those figures and of the quantities processed with benefit of the aid in the 1995/96 and 1996/97 marketing years, an overrun in the processing threshold of 501 294 tonnes has been established; whereas the aid for oranges fixed in the Annex to Regulation (EC) No 2202/96 for the 1997/98 marketing year should accordingly be reduced by 42 %;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1997/98 marketing year, the aid for oranges fixed in the tables in the Annex to Regulation (EC) No 2202/96 shall be reduced by 42 %.

When the aid is paid, account shall be taken of advances paid in accordance with Article 15 of Regulation (EC) No 1169/97.

Article 2

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

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

Done at Brussels, 22 December 1998.

For the Commission
Franz FISCHLER
Member of the Commission

[1] OJ L 297, 21. 11. 1996, p. 49.
[2] OJ L 169, 27. 6. 1997, p. 15.
[3] OJ L 159, 3. 6. 1998, p. 29.