COMMISSION REGULATION (EC) No 1303/1999

of 21 June 1999

amending Regulation (EC) No 2190/96 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables [1], as last amended by Regulation (EC) No 857/1999 [2], and in particular Article 35(11) thereof,

(1) Whereas Commission Regulation (EC) No 2190/96 [3], as last amended by Regulation (EC) No 1287/98 [4], lays down detailed rules for the application of Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables;

(2) Whereas, in order to ensure the smooth operation of the scheme, the minimum refund rate requested by an operator under system A2 should be limited to the indicative rate plus 50 %;

(3) Whereas, as for other destinations, a limit should be placed on the period of validity of licences for the export of apples to Japan;

(4) 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

Regulation (EC) No 2190/96 is hereby amended as follows:

1. the second subparagraph of Article 3(2) is replaced by the following:

   'Licence applicants may not apply for a minimum rate higher than the indicative rate plus 50 %.';

2. in the second subparagraph of Article 4(5) and the third subparagraph of Article 5(1), 'Mexico and Costa Rica' is replaced by 'Mexico, Costa Rica and Japan'.

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, 21 June 1999.

For the Commission

Franz FISCHLER

Member of the Commission

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[1] OJ L 297, 21.11.1996, p. 1.
[2] OJ L 108, 27.4.1999, p. 7.
[3] OJ L 292, 15.11.1996, p. 12.
[4] OJ L 178, 23.6.1998, p. 11.