COMMISSION REGULATION (EC) No 404/2000

of 23 February 2000

amending Regulation (EC) No 2455/1999 establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables [1], as last amended by Regulation (EC) No 1498/98 [2], and in particular Article 4(1) thereof,

Whereas:

(1) Commission Regulation (EC) No 2455/1999 [3] established a standard import value for determining the entry price of tomatoes originating in certain third countries.

(2) An error has been discovered in the Annex to that Regulation. The Regulation in question should therefore be corrected.

(3) Article 4(3) of Regulation (EC) No 3223/94 provides that, where no standard import value is in force for a product for a given origin, the average of the standard import values in force for that product is to apply. As a result, that average should be recalculated if one of its component standard import values is corrected.

(4) Application of the corrected standard import value must be requested by the party concerned so that they are not placed retroactively at a disadvantage,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values applicable to tomatoes originating in certain third countries listed in the Annex to Regulation (EC) No 2455/1999 is replaced, as regards the third-country codes indicated in the table in the Annex hereto, by the standard import values listed there.

Article 2

At the request of the party concerned, the customs office where the import was recorded shall refund part of the customs duties for the tomatoes originating in the third countries concerned and released for free circulation during the period of application of the corrected Regulation. Refund applications must be lodged no later than the last day of the third month following that in which this Regulation enters into force and must be accompanied by the declaration of release for free circulation for the import concerned.

Article 3

This Regulation shall enter into force on 25 February 2000.

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

Done at Brussels, 23 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

[1] OJ L 337, 24.12.1994, p. 66.
[2] OJ L 198, 15.7.1998, p. 4.
[3] OJ L 299, 20.11.1999, p. 9.

ANNEX

(EUR/100 kg)

CN code	Third country code	Standard import value
0702 00 00	204	36,6
	999	69,2