COMMISSION REGULATION (EC) No 1756/2003

of 3 October 2003

amending Regulation (EC) No 98/2003 as regards the forecast supply balance for the French overseas departments and Madeira in the processed fruit and vegetables sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1452/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the French overseas departments, amending Directive 72/462/EEC and repealing Regulations (EEC) No 525/77 and (EEC) No 3763/91 (Poseidom) [1], and in particular Article 3(6) thereof,

Having regard to Council Regulation (EC) No 1453/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the Azores and Madeira and repealing Regulation (EEC) No 1600/92 (Poseima) [2], and in particular Article 3(6) thereof,

Whereas:

(1) Part 3 of Annex I to Commission Regulation (EC) No 98/2003 of 20 January 2003 establishing the supply balances and Community aid for the supply of certain essential products for human consumption, for processing and as agricultural inputs and for the supply of live animals and eggs to the outermost regions under Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001 [3], as last amended by Regulation (EC) No 1493/2003 [4], lays down a forecast supply balance and fixes Community aid for the supply of products processed from fruit and vegetables for the French overseas departments.

(2) The forecast supply balance provides for an annual quantity of 300 tonnes of fruit pulp falling within CN code 2008 and 170 tonnes of concentrated fruit juice falling within CN code 2009 for all the French overseas departments. The current state of implementation of the balance in those regions and the anticipated supply requirements for the second half of 2003 show that the quantities fixed for the supply of these two product categories fall short of requirements.

(3) By letter dated 8 July 2003, therefore, the French authorities submitted a request for adjustment of the balance in order to meet the supply needs of the overseas departments.

(4) Part 4 of Annex III to Regulation (EC) No 98/2003 lays down the forecast supply balance and fixes the Community aid for the supply of products processed from fruit and vegetables for Madeira and the Azores.

(5) The forecast supply balance provides for an annual quantity of 400 tonnes of fruit falling within CN code 2008 for Madeira. The current state of implementation of the balance in Madeira shows that the quantity fixed for the supply of this product category falls short of requirements.

(6) By letter dated 6 August 2003, therefore, the Portuguese authorities submitted a request for adjustment of the balance for Madeira in order to meet Madeira's supply needs.

(7) Regulation (EC) No 98/2003 should therefore be amended accordingly.

(8) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Processed Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 98/2003 is hereby amended as follows:

1. In Annex I, part 3 is replaced by the text in Annex I hereto.

2. In Annex III, part 4, the table covering Madeira is replaced by the table in Annex II hereto.

Article 2

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

[1] OJ L 198, 21.7.2001, p. 11.
[2] OJ L 198, 21.7.2001, p. 26.
[3] OJ L 14, 21.1.2003, p. 32.
[4] OJ L 214, 26.8.2003, p. 10.

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

Done at Brussels, 3 October 2003.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX I

'Part 3

Products processed from fruit and vegetables

Forecast supply balance and Community aid for the supply of Community products per calendar year

Description	CN codes	Department	Quantity (in tonnes)	Aid (EUR/tonne)		
				I	II	III
Fruit purée obtained by cooking, whether or not containing added sugar or other sweetening matter, for processing:		All	0	—	395	—
— citrus fruit	ex 2007 91					
— other not including tropical fruit	ex 2007 99					
Fruit pulp otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included, for processing:		Guyana	450	—	586	—
		Guadeloupe		—	408	—
		Martinique		—	408	—
		Réunion		—	456	—
— citrus fruit	ex 2008 30					
— pears	ex 2008 40					
— apricots	ex 2008 50					
— cherries	ex 2008 60					
— peaches	ex 2008 70					
— strawberries	ex 2008 80					
— mixtures, not including tropical fruit	ex 2008 92					
— other not including tropical fruit	ex 2008 99					
Concentrated fruit juice (including grape must), unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter, for processing:		Guyana	300	—	727	—
		Martinique		—	311	—
		Réunion		—	311	
		Guadeloupe		—	311	
— orange juice	ex 2009 11 11, ex 2009 11 19, ex 2009 19 11, ex 2009 19 19					(1)
— grapefruit juice	ex 2009 20 11, ex 2009 20 19					
— grape juice	ex 2009 60 11, ex 2009 60 19, ex 2009 60 51, ex 2009 60 71					
— apple juice	ex 2009 70 11, ex 2009 70 19					
— pear juice	ex 2009 80 11, ex 2009 80 19					
— other fruit juice not including tropical fruit juice	ex 2009 80 35, ex 2009 80 38					
— mixtures of apple and pear juice	ex 2009 90 11, ex 2009 90 19					
— other mixtures not including tropical fruit juice	ex 2009 90 21, ex 2009 90 29	Total	—	—	—	—

(1) The amount shall be equal to the amount of the refund for products falling within the same CN code granted under Article 16 of Regulation (EC) No 2201/96.'

ANNEX II

'MADEIRA

Description	CN code	Quantity (in tonnes)	Aid (EUR/tonne)		
			I	II	III
Jams, fruit jellies, marmalades, fruit purée and fruit pastes, obtained by cooking, whether or not containing added sugar or other sweetening matter:					
— preparations other than homogenised, containing fruit other than citrus fruit	2007 99	100	227	245	—
Fruit and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:		580	193	211	—
— pineapples	2008 20				
— pears	2008 40				
— cherries	2008 60				
— peaches	2008 70				
— other, including mixtures, other than those of subheading 2008 19					
— mixtures	2008 92				
— other than palm hearts and mixtures	2008 99				
— Concentrated fruit juice (including grape must), unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter:					
— juice for processing	ex 2009	100		294	—'