COMMISSION REGULATION (EEC) No 4039/89

of 29 December 1989

altering the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals (1), as last amended by Regulation (EEC) No 3707/89 (2), and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice (3), as last amended by Regulation (EEC) No 1806/89 (4), and in particular Article 12 (4) thereof,

Having regard to Council Regulation (EEC) No 1676/85 of 11 June 1985 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (5), as last amended by Regulation (EEC) No 1636/87 (6), and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Commission Regulation (EEC) No 3942/89 (7);

Whereas Council Regulation (EEC) No 1906/87 (8) amended Council Regulation (EEC) No 2744/75 (9) as regards products falling within CN codes 2302 10, 2302 20, 2302 30 and 2302 40;

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

— in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Regulation (EEC) No 1676/85,

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 28 December 1989;

Whereas the aforesaid corrective factor affects the entire calculation basis for the levies, including the equivalence coefficients;

Whereas the levy on the basic product as last fixed differs from the average levy by more than ECU 3,02 per tonne of basic product; whereas, pursuant to Article 1 of Commission Regulation (EEC) No 1579/74 (10), as last amended by Regulation (EEC) No 1740/78 (11), the levies at present in force must therefore be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products processed from cereals and rice covered by Regulation (EEC) No 2744/75 as fixed in the Annex to Regulation (EEC) No 3548/89 are hereby altered to the amounts set out in the Annex.

Article 2

This Regulation shall enter into force on 1 January 1990.

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 363, 13. 12. 1989, p. 1.
(3) OJ No L 166, 25. 6. 1976, p. 1.
(4) OJ No L 177, 24. 6. 1989, p. 1.
(5) OJ No L 164, 24. 6. 1985, p. 1.
(6) OJ No L 153, 13. 6. 1987, p. 1.
(7) OJ No L 379, 28. 12. 1989, p. 13.
(8) OJ No L 182, 3. 7. 1987, p. 49.
(9) OJ No L 281, 1. 11. 1975, p. 65.
(10) OJ No L 168, 25. 6. 1974, p. 7.
(11) OJ No L 202, 26. 7. 1978, p. 8.

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

Done at Brussels, 29 December 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 29 December 1989 altering the import levies on products processed from cereals and rice

(ECU/tonne)

CN code	Import levies		
	Portugal	ACP or OCT	Third countries (other than ACP or OCT)
0714 10 10 (1)	49,75	117,09	121,92
0714 10 91	46,73	117,09	118,90
0714 10 99	49,75	117,09	121,92
0714 90 11	46,73	117,09 (3)	118,90
0714 90 19	49,75	117,09 (3)	121,92
1102 30 00	3,02	182,84	185,86
1102 90 10	90,15	214,02	220,06
1102 90 30	74,67	217,82	223,86
1102 90 90	50,68	140,07	143,09
1103 12 00	74,67	217,82	223,86
1103 14 00	3,02	182,84	185,86
1103 19 10	106,32	225,36	231,40
1103 19 30	90,15	214,02	220,06
1103 19 90	50,68	140,07	143,09
1103 21 00	59,63	228,73	234,77
1103 29 10	106,32	225,36	231,40
1103 29 20	90,15	214,02	220,06
1103 29 30	74,67	217,82	223,86
1103 29 50	3,02	182,84	185,86
1103 29 90	50,68	140,07	143,09
1104 11 10	50,68	121,28	124,30
1104 11 90	99,50	237,80	243,84
1104 12 10	41,91	123,43	126,45
1104 12 90	82,30	242,02	248,06
1104 19 10	59,63	228,73	234,77
1104 19 30	106,32	225,36	231,40
1104 19 91	6,04	310,48	316,52
1104 19 99	90,15	247,18	253,22
1104 21 10	77,79	190,24	193,26
1104 21 30	77,79	190,24	193,26
1104 21 50	122,87	297,25	303,29
1104 21 90	50,68	121,28	124,30
1104 22 10 10 (4)	41,91	123,43	126,45
1104 22 10 90 (5)	71,65	217,82	220,84
1104 22 30	71,65	217,82	220,84
1104 22 50	64,03	193,62	196,64
1104 22 90	41,91	123,43	126,45
1104 29 11	42,61	169,00	172,02

(ECU/tonne)

CN code	Import levies		
	Portugal	ACP or OCT	Third countries (other than ACP or OCT)
1104 29 15	77,11	166,52	169,54
1104 29 19	77,79	219,71	222,73
1104 29 31	50,65	203,31	206,33
1104 29 35	92,16	200,32	203,34
1104 29 39	77,79	219,71	222,73
1104 29 91	33,39	129,61	132,63
1104 29 95	59,84	127,70	130,72
1104 29 99	50,68	140,07	143,09
1104 30 10	28,37	95,30	101,34
1106 20 10	49,75	115,27 (3)	121,92
1107 10 11	63,87	226,18	237,06
1107 10 19	50,47	169,00	179,88
1107 10 91	94,06	211,64	222,52 (2)
1107 10 99	73,03	158,14	169,02
1107 20 00	83,31	184,30	195,18 (2)
1108 11 00	86,04	279,55	300,10
1108 19 10	30,83	262,18	293,01
1109 00 00	300,42	508,28	689,62
2302 10 10	20,82	52,14	58,14
2302 10 90	37,75	111,73	117,73
2302 20 10	20,82	52,14	58,14
2302 20 90	37,75	111,73	117,73
2302 30 10	20,82	52,14	58,14
2302 30 90	37,75	111,73	117,73
2302 40 10	20,82	52,14	58,14
2302 40 90	37,75	111,73	117,73

(1) 6 % *ad valorem*, subject to certain conditions.

(2) In accordance with Council Regulation (EEC) No 1180/77 (OJ No L 142, 9. 6. 1977, p. 10) this levy is reduced by ECU 5,44 per tonne for products originating in Turkey.

(3) In accordance with Regulation (EEC) No 486/85 the levy shall not be charged on the following products originating in the African, Caribbean and Pacific States and in the overseas countries and territories:

— arrow-root falling within CN codes 0714 90 11 and 0714 90 19,

— flours and meal of arrow-root falling within CN code 1106 20,

— arrow-root starch falling within CN code 1108 19 90.

(4) TARIC code: clipped oats.

(5) TARIC code: CN code 1104 22 10, other than 'clipped oats'.