

COMMISSION REGULATION (EEC) No 635/86

of 28 February 1986

on the quantitative restrictions applicable to trade in certain fruit and vegetables between Spain and Portugal

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 3792/85 of 20 December 1985 laying down the arrangements applying to trade in agricultural products between Spain and Portugal ⁽¹⁾, and in particular Article 13 thereof,

Whereas Article 10 of Regulation (EEC) No 3792/85 provides that Spain may, until 31 December 1989, and Portugal may, during the first transitional stage, apply, with respect to each other, quantitative restrictions to imports of certain fruit and vegetables;

Whereas Article 11 (1) (a) of Regulation (EEC) No 3792/85 provides that the initial quota for 1986 must, for each product, be fixed at either 0,6 % of the average annual production of the importing Member State during the last three years before accession for which statistics are available, or at the average level of imports from the exporting Member State over the last three years before accession for which statistics are available, where this volume is greater;

Whereas, in the light of the statistics at present available, the initial quota for 1986 should be fixed on the basis of the first of these two criteria;

Whereas Article 11 (1) (d) of Regulation (EEC) No 3792/85 provides that the quotas fixed pursuant thereto must be added to those determined pursuant to Articles 137 and 269 of the Act of Accession; whereas these quotas are determined by Council Regulation (EEC) No 483/86 of 25 February 1986 fixing the level of quantitative restrictions in Spain for certain fruit and vegetables coming from the Community as constituted at 31 December 1985 ⁽²⁾, and by Council

Regulation (EEC) No 501/86 of 25 February 1986 fixing the initial quota which may be applied by the Portuguese Republic for certain fruit and vegetables from the Community as constituted at 31 December 1985 ⁽³⁾;

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

1. The initial quotas which Spain may, subject to the provisions of Article 11 of Regulation (EEC) No 3792/85, apply to imports of fresh fruit and vegetables from Portugal shall be as shown in Annex I to this Regulation.

2. These quotas shall be reduced by one-sixth for the period from 1 March to 31 December 1986.

Article 2

1. The initial quotas which Portugal may, pursuant to Regulation (EEC) No 3792/85 and subject to compliance with the dates specified therein, apply to imports of fresh fruit and vegetables from Spain shall be as shown in Annex II to this Regulation.

2. These quotas shall be reduced by one-sixth for the period from 1 March to 31 December 1986.

Article 3

The Spanish or Portuguese authorities, as the case may be, shall issue import authorizations, subject to the overall quotas laid down in Regulation (EEC) No 3792/85, in such a way as to ensure that the quantities available are allocated fairly between the applicants.

Applications for import authorizations shall be subject to the lodging of a security to be released, under the conditions defined by the Spanish or Portuguese authorities, as the case may be, after the goods have been effectively imported.

⁽¹⁾ OJ No L 367, 31. 12. 1985, p. 7.

⁽²⁾ OJ No L 54, 1. 3. 1986, p. 7.

⁽³⁾ OJ No L 54, 1. 3. 1986, p. 46.

Article 4

1. The Spanish and Portuguese authorities shall communicate to the Commission the measures which they adopt for the application of this Regulation.

2. They shall transmit, not later than the 15th of each month, the following information on import authorizations issued in the preceding month:

— the quantities covered by the import authorizations issued,

— the quantities imported.

Article 5

This Regulation shall enter into force on 1 March 1986.

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

Done at Brussels, 28 February 1986.

For the Commission

Frans ANDRIESEN

Vice-President

ANNEX I

(tonnes)

CCT heading No	Description	Initial quota for 1986
07.01	Vegetables, fresh or chilled: B. Cabbages, cauliflowers and Brussels sprouts: I. Cauliflowers G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots: ex II. Carrots and turnips: — Carrots ex H. Onions, shallots and garlic: — Onions — Garlic M. Tomatoes	1 298 796 5 983 1 132 12 022
08.02	Citrus fruit, fresh or dried: A. Oranges B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids: II. Other: — Mandarins, (including tangerines and satsumas) C. Lemons	10 385 2 736 2 816
08.04	Grapes, fresh or dried: A. Fresh: I. Table grapes	3 056
08.06	Apples, pears and quinces, fresh: A. Apples B. Pears	5 899 3 017
08.07	Stone fruit, fresh: A. Apricots ex B. Peaches, including nectarines: — Peaches	971 2 789

ANNEX II

(tonnes)

CCT heading No	Description	Initial quota for 1986
07.01	Vegetables, fresh or chilled: B. Cabbages, cauliflowers and Brussels sprouts: I. Cauliflowers: ex a) From 15 April to 30 November: — From 1 to 30 November ex b) From 1 December to 14 April: — From 1 December to 31 March ex H. Onions, shallots and garlic: — Onions, from 1 August to 30 November — Garlic, from 1 August to 31 December M. Tomatoes: ex I. From 1 November to 14 May: — From 1 December to 14 May ex II. From 15 May to 31 October: — From 15 May to 31 May	150 342 13 900
08.02	Citrus fruit, fresh or dried: A. Oranges: I. Sweet oranges, fresh: a) From 1 April to 30 April b) From 1 May to 15 May ex c) From 16 May to 15 October: — From 16 May to 31 August ex d) From 16 October to 31 March: — From 1 February to 31 March II. Other: ex a) From 1 April to 15 October: — From 1 April to 31 August ex b) From 16 October to 31 March: — From 1 February to 31 March: B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids: ex II. Other: — Mandarins (including tangerines and satsumas), from 1 November to 31 March ex C. Lemons: — From 1 June to 31 October	576 111 107
08.04	Grapes, fresh or dried: A. Fresh: I. Table grapes: ex b) From 15 July to 31 October: — From 15 August to 30 September	367
08.06	Apples, pears and quinces, fresh: A. Apples: II. Other: ex b) From 1 January to 31 March: — From 1 March to 31 March ex c) From 1 April to 31 July: — From 1 April to 30 June	619

CCT heading No	Description	Initial quota for 1986
08.06 (cont'd)	B. Pears: II. Other: ex a) From 1 January to 31 March: — From 1 February to 31 March b) From 1 April to 15 July c) From 16 July to 31 July ex d) From 1 August to 31 December: — From 1 to 31 August	385
08.07	Stone fruit, fresh: ex A. Apricots: — From 15 June to 15 July ex B. Peaches, including nectarines: — From 1 May to 30 September	36 203