

ACP-EEC COUNCIL OF MINISTERS  
Brussels

# **COMPILATION OF TEXTS**

## **X**

**ACP-EEC CONVENTIONS OF LOME**

**1 January 1985 — 31 December 1985**

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(<sup>1</sup>) Although adopted in 1986 this Regulation concerns the agreement on the guaranteed prices for sugar for the 1985/1986 marketing year.  
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I. - ACP-EEC ACTS

1. ACTS OF THE COUNCIL OF MINISTERS



THIRD ACP-EEC CONVENTION  
(signed at Lomé on 8 December 1984)

RULES OF PROCEDURE OF THE COUNCIL OF MINISTERS

Article 1

1. The Council of Ministers, hereinafter called the "Council", shall be convened by its President for the annual meeting provided for in Article 268(1) of the Convention on a date to be fixed by the President after consulting the members of the Council.
  
2. The Council shall likewise meet, in special session, at the request either of the ACP States or of the Community, on a date to be fixed by the President after consulting the members of the Council.

Article 2

The Council shall meet either where the meetings of the Council of the European Communities are usually held or at the seat of the ACP General Secretariat or in a city of one of the ACP States, in accordance with the decision taken by the Council.

Article 3

1. The provisional agenda for each meeting shall be drawn up by the President. It shall be communicated to the other members of the Council thirty days before the beginning of the meeting.

The provisional agenda shall consist of those items in respect of which a request for inclusion has reached the President at least thirty days before the beginning of the meeting.

The only items to appear on the provisional agenda shall be those in respect of which the relevant documentation has been transmitted to the Secretariat of the Council in time to be forwarded to the members of the Council and to the members of the Committee of Ambassadors, hereinafter called the "Committee", twenty-one days before the beginning of the meeting.

2. The agenda shall be adopted by the Council at the beginning of each meeting. In urgent cases the Council may decide, at the request of the ACP States or of the Community, to include on the agenda items in respect of which the time-limits laid down in paragraph 1 have not been observed.

3. The provisional agenda may be divided into a part A and a part B.

Items entered in part A shall be those on which approval by the Council is possible without debate.

Items entered in part B are those matters which require debate by the Council. In this context, the Council may hold a thorough examination of major areas of co-operation, if need be after preparatory work in accordance with Article 269(6) of the Convention.

4. The Ministers present at a Council meeting may decide to have an exchange of views on certain items of common interest (C items) which will be of an informal nature and which shall not be part of the formal business of the Council.

#### Article 4

1. The members of the Council may be accompanied by advisers to assist them.

2. The composition of each delegation shall be communicated to the President before the beginning of each meeting.

3. Any member of the Council unable to attend may be represented. In this case he shall inform the President and shall indicate the person or delegation authorized to represent him. The representative shall exercise all the rights of the accredited member.

4. A representative of the European Investment Bank shall be present at meetings of the Council when matters from the areas which concern the Bank are on the agenda.

Article 5

1. Representatives of Signatory States to the Convention, which on the date of entry into force of the Convention have not yet completed the procedures referred to in Article 285 thereof, may participate in Council meetings.
2. They may in this case be authorized to take part in Council debates.
3. These Rules of Procedure, and in particular Article 4(1) to (3) thereof, shall also apply to such representatives.

Article 6

1. Unless otherwise decided, meetings of the Council shall not be public. Entry to meetings of the Council shall be subject to the showing of a pass.
2. Without prejudice to such other provisions as may apply, the deliberations of the Council shall be covered by the obligation of professional secrecy unless the Council should decide otherwise.

Article 7

The Council may be required to reach a decision on an urgent matter by correspondence in cases where agreement is given to the use of this procedure. Agreement may be obtained either during a meeting of the Council or in the Committee or in accordance with the conditions laid down by it.

At the same time as this procedure is decided upon, a time-limit may be fixed within which replies shall be given. On the expiry of this time-limit, the Chairman of the Committee shall decide, on the basis of a report from the two Secretaries of the Council, whether, in view of the replies received, joint agreement may be considered to have been reached.

Where the procedure provided for in this Article is used, the Council shall take its decision in accordance with Article 265 of the Convention.

#### Article 8

The Presidents of the two parties, assisted by advisers, may hold regular consultations and exchanges of views between meetings of the Council.

#### Article 9

All communications provided for in these Rules of Procedure shall be transmitted through the Secretariat of the Council to the Representatives of the ACP States, the ACP General Secretariat, the Permanent Representatives of the Member States, the General Secretariat of the Council of the European Communities and the General Secretariat of the Commission.

Such communications shall also be sent to the President of the European Investment Bank when they concern the Bank.

#### Article 10

Minutes shall be kept of each meeting mentioning in particular the decisions taken by the Council.

After their approval by the Committee, the minutes shall be signed by the President-in-Office and by the two Secretaries of the Council and shall be kept in the archives of the Council. A copy of the minutes shall be forwarded to the recipients referred to in Article 9.

#### Article 11

Unless otherwise decided, the Council shall base its deliberations on documentation prepared in Danish, Dutch, English, French, German, Greek and Italian.

Any member of the Council may object to the discussion of a text proposed during a meeting if that text is not made available in the one of these seven languages which he specifies.

#### Article 12

All decisions, resolutions, recommendations and opinions within the meaning of Article 269 of the Convention shall be divided into Articles.

The acts referred to in the preceding paragraph shall end with the formula "Done at ....., .....", the date to be inserted being that on which they are adopted by the Council.

#### Article 13

Decisions within the meaning of Article 269(2) of the Convention shall be entitled "Decision", followed by a serial number and a description of their subject.

Decisions shall specify the date on which they are to enter into force. They shall incorporate the following sentence: "The ACP States, the Member States and the Community shall be required, each for its own part, to take the necessary steps to implement this Decision".

#### Article 14

Resolutions, declarations, recommendations and opinions within the meaning of Article 269(3) of the Convention shall be entitled "Resolution", "Declaration", "Recommendation" or "Opinion", followed by a serial number and a description of their subject.

#### Article 15

1. Acts adopted by the Council shall be signed by the President and shall be kept in the archives of the Council.
2. These acts shall be transmitted, through the two Secretaries of the Council, to the recipients referred to in Article 9.

#### Article 16

The office of President of the Council shall be held alternately as follows:

- from 1 April to 30 September by a member of the Government of an ACP State,
- from 1 October to 31 March by a member of the Council of the European Communities.

Article 17

The Council may delegate to the Committee any of the powers which it exercises pursuant to Article 278 of the Convention.

Article 18

1. The conditions under which the Committee meets shall be laid down in its Rules of Procedure.
2. The Committee shall be responsible for preparing the meetings of the Council and for carrying out any mandate which the Council may entrust to it.
3. The Convention, and in particular Article 265 thereof, as well as Articles 12 to 15 of these Rules of Procedure, shall apply to acts adopted by the Committee pursuant to paragraph 2 of this Article.

Article 19

When the Council participates in the proceedings of the Joint Assembly in the context of the first paragraph of Article 276 of the Convention, it shall be represented by its President. Should the President be unable to attend, he shall designate the member who is to take his place.

Article 20

1. With a view to the consultations provided for in the third paragraph of Article 9 of the Convention, the ACP States and the Community shall inform each other of the measures which they intend to take in the cases provided for in the Convention.

2. The Contracting Parties may request consultation at any time from the date of notification. This shall take place as soon as possible and not later than twenty-one days from the date of request.
3. Should consultation give rise to a divergent assessment of the extent of the measures proposed or taken in an urgent case, the Contracting Party concerned shall reconsider those measures.
4. Consultations shall take place according to the form which is the most appropriate for the matter involved.
5. The competent body may be the Council, the Committee or an ad hoc group.

#### Article 21

Regional economic groupings of the ACP States may be represented at meetings of the Council as observers subject to a prior decision of the Council in accordance with Annex VIII to the Final Act of the Convention.

#### Article 22

The Secretariat of the Council and of the Committee shall be run jointly by two Secretaries.

These two Secretaries shall be appointed after joint consultation, one by the ACP States and the other by the Community.

The Secretaries shall perform their duties in complete independence with a view solely to the interests of the Convention and shall neither seek nor take instructions from any Government, organization or authority other than the Council and the Committee.

Correspondence intended for the Council shall be sent to the President thereof at the seat of the Council Secretariat.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
Έγινε στο Λουξεμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addì  
Gedaan te Luxemburg,

21. VI. 1985

Pi AVS-EØF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Γιὰ τὸ Συμβούλιο τῶν Ὑπουργῶν ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ὁ Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

(s.) P. NZE



RULES OF PROCEDURE OF THE COMMITTEE OF AMBASSADORS

Article 1

The Committee of Ambassadors, hereinafter called the "Committee" shall meet on a date to be fixed by it by joint agreement between the ACP States and the Community.

The Committee may, in urgent cases, meet on another date at the request either of the ACP States or of the Community. The Chairman shall decide on the new date after consulting the other members of the Committee.

Article 2

The Committee shall meet at the places where the meetings of the Council of the European Communities are usually held or at the seat of the ACP General Secretariat. However, it may, by special decision, meet in the territory of an ACP State.

Article 3

1. The provisional agenda for each meeting shall be drawn up by the Chairman. It shall be communicated to the other members of the Committee at least eight days before the date of the meeting.

The provisional agenda shall consist of those items in respect of which a request for inclusion has reached the Chairman ten days before the date of the meeting.

The only items to appear on the provisional agenda shall be those in respect of which the relevant documentation has been transmitted to the Secretariat of the Council of Ministers in time to be forwarded to the members of the Committee eight days before the date of the meeting.

2. The agenda shall be adopted by the Committee at the beginning of each meeting. In urgent cases, the Committee may decide, at the request of the ACP States or of the Community, to include on the agenda items in respect of which the time-limits laid down in paragraph 1 have not been observed.

3. When the Committee meets in the circumstances referred to in the second paragraph of Article 1, the time-limits laid down in paragraph 1 of this Article may be shortened.

#### Article 4

1. The members of the Committee may be accompanied by advisers.

They may be represented by persons appointed by them.

2. A representative of the European Investment Bank shall attend meetings of the Committee when matters from the areas which concern the Bank are on the agenda.

Article 5

1. Representatives of Signatory States to the Convention, which on the date of entry into force of the Convention, have not yet completed the procedures referred to in Article 285 thereof, may participate in Committee meetings.
2. They may in this case be authorized to take part in Committee debates.
3. These Rules of Procedure, and in particular Article 4(1), shall also apply to such representatives.

Article 6

1. Unless otherwise decided, meetings of the Committee shall not be public.
2. Without prejudice to such other provisions as may apply, the deliberations of the Committee shall be covered by the obligation of professional secrecy unless the Committee should decide otherwise.

Article 7

All communications provided for in these Rules of Procedure shall be transmitted through the Secretariat of the Council of Ministers to the representatives of the ACP States, to the ACP General Secretariat, to the Permanent Representatives of the Member States, to the General Secretariat of the Council of the European Communities and to the General Secretariat of the Commission.

Such communications shall also be sent to the President of the European Investment Bank when they concern the Bank.

Article 8

Minutes shall be kept of each meeting, mentioning in particular the decisions taken by the Committee.

After their approval by the Committee, the minutes shall be signed by the Chairman of the Committee and by the Secretaries of the Council of Ministers and shall be kept in the archives of the Council of Ministers. A copy of the minutes shall be forwarded to the recipients referred to in Article 7.

Article 9

The office of Chairman of the Committee shall be held alternately for periods of six months, by the ACP States and by the Community, under the conditions laid down in Article 273(1) of the Convention.

Article 10

Correspondence intended for the Committee shall be sent to the Chairman thereof at the seat of the General Secretariat of the Council of Ministers.

Article 11

1. Unless otherwise decided, the Committee shall base its deliberations on documentation prepared in Danish, Dutch, English, French, German, Greek and Italian.

2. Any member of the Committee may object to the discussion of a text proposed during a meeting if that text is not made available in the one of these seven languages which he specifies.

#### Article 12

The proceedings of the Committee shall be valid only if at least half of the Permanent Representatives of the Member States of the Community, one Commission representative and half of the Members of the Committee of ACP Ambassadors are present.

#### Article 13

The Convention, and in particular Article 265 thereof, as well as Articles 12 to 15 of the Rules of Procedure of the Council of Ministers shall apply to acts adopted by the Committee.

#### Article 14

Regional economic groupings of the ACP States may be represented at meetings of the Committee as observers subject to a prior decision of the Committee in accordance with Annex VIII to the Final Act of the Convention.

#### Article 15

The Committee shall be assisted by the following subcommittees, in addition to the Agricultural Commodities Committee provided for in Article 47 of the Convention, the Committee on Industrial Co-operation provided for in Article 70 of the Convention, the Customs Co-operation Committee provided for in Article 28 of Protocol No 1 to the Convention and the Permanent Joint Group on Bananas provided for in Protocol No 4 to the Convention:

- (i) Subcommittee for Co-operation on Agricultural and Rural Development;
- (ii) Subcommittee on Trade Co-operation;
- (iii) Subcommittee on the Stabilization of Export Earnings;
- (iv) Subcommittee on Sugar;
- (v) Subcommittee on Financial and Technical Co-operation;
- (vi) Subcommittee for the special problems of the least-developed, landlocked and island countries.

The Committee may, if necessary, set up other subcommittees.

#### Article 16

Each Committee or Subcommittee and the Group referred to in Article 15 shall be composed of at least five ACP Ambassadors or their representatives and, as regards the Community, of at least one Permanent Representative of the Member States of the Community and/or a representative of the Commission.

A representative of the European Investment Bank shall be present at meetings of those Committees or Subcommittees and the Group when matters which concern the Bank appear on the agenda.

Article 17

Without prejudice to Article 16, any member of the Committee or his representative may participate in any meetings of the Committees or Subcommittees and the Group referred to in Article 15.

Article 18

1. Each Committee or Subcommittee and the Group referred to in Article 15 shall be presided over jointly by an Ambassador, on the ACP side and, on the Community side, by a Permanent Representative. A Director-General or Deputy Director-General of the Commission may be Chairman on the Community side when he is personally designated by the Community to represent it.

2. Without prejudice to paragraph 1, each co-Chairman may, in exceptional circumstances and by mutual agreement, be represented by any person whom he may designate.

Article 19

Each Committee or Subcommittee and the Group referred to in Article 15 shall meet at the request of either of the parties and after consultation between the Chairmen following a period of notice which, except in urgent cases, shall be seven days.

Article 20

The Committees or Subcommittees and the Group referred to in Article 15 shall submit reports on their work to the Committee.

Article 21

Members of the Committees or Subcommittees and the Group referred to in Article 15 may be assisted by experts.

Article 22

With the approval of the Committee, the Customs Co-operation Committee, the Committee on Industrial Co-operation, the Permanent Joint Group on bananas, and the Subcommittee for Co-operation on Agricultural and Rural Development may draw up their own rules of procedure.

Article 23

Secretarial and other work required for the functioning of the Committee and of the Committees or Subcommittees and the Group referred to in Article 15 (preparation of agendas and circulation of documents relating thereto, etc.) shall be carried out by the Secretariat of the Council of Ministers.

Article 24

The Secretariat shall, as soon as possible after each meeting of the Committees or Subcommittees and the Group referred to in Article 15, draw up the record of the meeting.

This record shall be transmitted by the Secretariat of the Council of Ministers to the Representatives of the ACP States, the ACP General Secretariat, the Permanent Representatives of the Member States, the General Secretariat of the Council of the European Communities and the General Secretariat of the Commission.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
Έγινε στο Λουξεμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addì  
Gedaan te Luxemburg,

21. VI. 1985

På AVS-EØF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Γιά τό Συμβούλιο τών Ύπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

(s.) P. NZE



DECISION No 1/85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of 18 January 1985

amending the list of least-developed ACP States  
and the list of island ACP States  
(St Christopher and Nevis)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-EEC Convention signed at Lomé  
on 31 October 1979, hereinafter referred to as "the Convention",  
and in particular Article 155(4) thereof,

Having regard to Decision No 10/81 of the ACP-EEC Council of  
Ministers of 10 April 1981 on the delegation of certain powers  
to the ACP-EEC Committee of Ambassadors, and in particular  
Article 1(1) thereof,

Whereas St Christopher and Nevis acceded to the Convention on 5 March 1984;

Whereas the economic situation and geographical location of that State warrants its inclusion in the list of least-developed ACP States and in the list of island ACP States,

HAS DECIDED AS FOLLOWS:

Article 1

In Article 155(3)(a) and (c) of the Convention, St Christopher and Nevis shall be added to the list of ACP States with effect from 5 March 1984.

Article 2

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Done at Brussels, 18 January 1985

For the ACP-EEC Council of Ministers  
By the ACP-EEC Committee of Ambassadors  
The President

(s.) P. CALAMIA

DECISION No 3/85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of 22. II. 1985

applying the STABEX system  
to exports to all destinations  
from the Republic of Kiribati  
for the year of application 1983

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the second ACP-EEC Convention, signed at Lomé on 31 October 1979, hereinafter referred to as the "Convention", and in particular Article 46(3) thereof,

Having regard to Decision No 10/81 of the Council of Ministers of 10 April 1981 on the delegation of certain powers to the Committee of Ambassadors,

Whereas export earnings benefiting from the stabilization system are those accruing from exports from the ACP States to the Community of products listed in Article 25 of the Convention; whereas, however, by virtue of Article 46(3) of the Convention, the system applies for some ACP States to exports of the products in question whatever their destination;

Whereas, owing to the exhaustion of phosphate deposits, copra has become the most important export from the Republic of Kiribati;

Whereas since 1979 the bulk of copra exports from the Republic of Kiribati has not been destined for the Community; whereas, in order to take account of that situation, the ACP-EEC Council of Ministers agreed, in its Decision No 4/81, to apply the STABEX system to Kiribati's exports, whatever their destination, for the years of application 1981 and 1982; whereas the ACP-EEC Council of Ministers also agreed to review the situation six months prior to the expiry of the said Decision;

Whereas the review in question has revealed that, with the exception of the years of application covered by Decision No 4/81, the chief destination of the exports of the product in question from the Republic of Kiribati is the Community market;

Whereas, however, it has not been possible to complete the review within the prescribed time-limit; whereas in the absence of any decision on a possible extension of the derogation in question, the Republic of Kiribati has, pursuant to Article 37 of the Convention, submitted a request for a transfer for the year of application 1983; whereas a further derogation should be provided for pursuant to Article 46(3) for the year of application 1983,

HAS DECIDED AS FOLLOWS:

Article 1

From 1 January to 31 December 1983 the system of stabilization of export earnings shall apply to exports from the Republic of Kiribati whatever their destination.

Article 2

The ACP States, the Member States and the Community shall be required, each for its own part, to take the necessary measures to implement this Decision.

Article 3

This Decision shall enter into force on the day on which it is adopted.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

**22. II. 1985**

For AVS-EØF Ministerrådets vegne  
Für den AKP-EWG-Ministerrat  
Γιά το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Pour le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor de ACS-EEG-Raad van Ministers

På AVS-EØF-Ambassadørudvalgets vegne  
Im Namen des AKP-EWG-Botschafterausschusses  
Γιά την Έμπροστί των Πρέσβων ΑΚΕ-ΕΟΚ  
For the ACP-EEC Committee of Ambassadors  
Par le Comité des Ambassadeurs ACP-CEE  
Per il Comitato degli Ambasciatori ACP-CEE  
Voor het ACS-EEG-Comité van Ambassadeurs

Formanden  
Der Präsident  
Ο Πρόεδρος  
The President  
Le président  
Il Presidente  
De Voorzitter

(s.) P. CALAMIA

DECISION No 4/85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of 18 January 1985

appointing members, at Ministerial level,  
of the ACP-EEC Committee  
provided for by Article 108(6)  
of the Second ACP-EEC Convention

**THE ACP-EEC COMMITTEE OF AMBASSADORS,**

Having regard to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979 and in particular Article 108(6) thereof,

Having regard to Decision No 7/81 of the ACP-EEC Council of Ministers of 10 April 1981 adopting the Rules of Procedure of the ACP-EEC Committee provided for in Article 108(6) of the Second ACP-EEC Convention, hereinafter referred to as "the Committee", and in particular Article 1(1) and (2) thereof,

Having regard to Decision No 10/81 of the ACP-EEC Council of Ministers of 10 April 1981 delegating powers to the ACP-EEC Committee of Ambassadors, as amended by Decision No 7/82 of the ACP-EEC Council of Ministers,

Whereas the ACP-EEC Council of Ministers is required to appoint each year the representatives of the Community and of the ACP States within the Committee meeting at Ministerial level; whereas it is required to appoint a Minister for each of the Member States, a member of the Commission and eleven Ministers of the ACP States,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be appointed members of the Committee meeting at Ministerial level:

A. Representatives of the Community

(a) Member States

1. Belgium : the Minister for Development Co-operation, Brussels
2. Denmark : the Minister for Foreign Affairs, Copenhagen
3. Germany : the Federal Minister for Economic Co-operation, Bonn
4. Greece : the Minister for Foreign Affairs, Athens
5. France : the Minister for External Relations, Paris
6. Ireland : the Minister for Foreign Affairs, Dublin
7. Italy : the Minister for Foreign Affairs, Rome
8. Luxembourg : the Minister for Foreign Affairs, Luxembourg
9. Netherlands : the Minister for Foreign Affairs, the Hague
10. United Kingdom : the Minister of State for Foreign and Commonwealth Affairs, and Minister for Overseas Development, London

(b) Commission

The Commission member responsible for development, Brussels.

B. Representatives of the ACP States

1. Burundi : the Minister to the Presidency, in charge of the Plan, Bujumbura
2. Congo : the Minister of Planning, Brazzaville
3. Ethiopia : the Minister in charge of General Planning, Addis-Ababa
4. Guinea : Minister of State in charge of Foreign Affairs and Co-operation, Conakry
5. Lesotho : the Minister of Planning, Employment and Economic Affairs, Maseru
6. Mauretania : the Minister of Planning and Regional Development, Nouakchott
7. Papua -  
New Guinea : the Minister of Foreign Affairs, Port Moresby
8. Suriname : the Minister for Transport, Trade and Industry, Paramaribo
9. Swaziland : the Minister of Commerce, Industry and Tourism, Mbabane
10. Tanzania : the Minister for Planning and Economic Affairs, Dar es Salaam
11. Trinidad  
and Tobago : the Minister of Industry, Commerce and Consumer Affairs, Port of Spain

Article 2

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

18. 1. 1985

For AVS-EØF Ministerrådets vegne  
Für den AKP-EWG-Ministerrat  
Γιό το Συμβούλιο τών Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Pour le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor de ACS-EEG-Raad van Ministers

På AVS-EØF-Ambassadørudvalgets vegne  
Im Namen des AKP-EWG-Botschafterausschusses  
Γιό τίν Έπιτροπή τών Πρόσθεων ΑΚΕ-ΕΟΚ  
For the ACP-EEC Committee of Ambassadors  
Par le Comité des Ambassadeurs ACP-CEE  
Per il Comitato degli Ambasciatori ACP-CEE  
Voor het ACS-EEG-Comité van Ambassadeurs

Formanden  
Der Präsident  
Ο Πρόεδρος  
The President  
Le président  
Il Presidente  
De Voorzitter

(s.) P. CALAMIA

DECISION No 5 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of **21. VI. 1985**

amending Decision No 4/82  
adding certain products to  
the list set out in Article 25(1)  
of the Second ACP-EEC Convention

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979, and in particular Article 26 thereof,

Having regard to Decision No 7/84 of the ACP-EEC Council of  
Ministers of 19 December 1984 delegating powers to the Committee  
of Ambassadors in connection with the adoption of transitional  
measures on the expiry of the Second ACP-EEC Convention,

Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 on transitional measures valid as  
from 1 March 1985, and in particular Articles 1(1)  
point (b) and Articles 3 and 8 thereof,

Whereas, by Decision No 4/82 of the ACP-EEC Council of Ministers of 14 May 1982 adding certain products to the list set out in Article 25(1) of the Second ACP-EEC Convention, taken in application of Article 26 of the said Convention, nutmeg and mace, inter alia, have been included in the said list at position 45; whereas, these being two different products, they should be listed at two separate positions in the said list,

HAS DECIDED AS FOLLOWS:

Article 1

Article 1 of Decision No 4/82 is hereby replaced by the following:

"Article 1

The following products shall be included in the list set out in Article 25(1) of the Second Convention:

- |                      |                           |
|----------------------|---------------------------|
| 45. Nutmeg           | 09.08 - 13 and 09.08 - 60 |
| 46. Mace             | 09.08 - 16 and 09.08 - 70 |
| 47. Shea nut kernels | (ex) 12.01.89."           |

Article 2

For the purposes of Article 25(3) of the Second Convention, the products listed under points 45 and 46 shall each constitute a product or group of products.

Article 3

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the day on which it is adopted.

It shall apply to exports of the products referred to in Article 1 as from 1 January 1984.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
ΕΥΛΥΕ στο Ακουσιβούργιο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addi'  
Gedaan te Luxemburg,

21. VI. 1985

På AVS-EOF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Για το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

Pascal NZE

DECISION No 6 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of **21. VI. 1985**

delegating powers  
to the ACP-EEC Committee of Ambassadors  
concerning the establishment of the  
Agricultural Commodities Committee  
set up by Article 47 of the Third ACP-EEC Convention

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to Decision No 2/85 of the ACP-EEC Council of Ministers  
of 22 February 1985 on transitional measures valid as from 1 March 1985  
and in particular Articles 3 and 7 thereof,

Having regard to the Third ACP-EEC Convention signed in Lomé on  
8 December 1984, and in particular Articles 47, 48 and 271 thereof,

Whereas, under Article 47 of the Third Convention, an "Agricultural Commodities Committee", the functions of which are defined by that same Article, was set up; whereas it is for the Council of Ministers, under Article 48 of the said Convention, to lay down the rules of procedure of the Committee in question and to appoint the representatives of the ACP States and of the Community of whom it is composed;

Whereas the powers provided for in the aforementioned Article 48 should be delegated to the Committee of Ambassadors,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby delegates to the ACP-EEC Committee of Ambassadors the powers it possesses under Article 48 of the Third Convention.

Article 2

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 3

This Decision shall enter into force on the date of its adoption.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
Εγινε στο Αουξσμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addì  
Gedaan te Luxemburg,

21. VI. 1985

På AVS-EOF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Για το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

Pascal NZE

DECISION No 7 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of **21. VI. 1985**

delegating powers  
to the ACP-EEC Committee of Ambassadors  
concerning any balance under  
the stabilization of export earnings

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to Decision No 2/85 of the ACP-EEC Council of Ministers of 22 February 1985 on transitional measures valid as from 1 March 1985, and in particular point (b) of the first subparagraph of Article 1, Article 3 and Article 8, second subparagraph, thereof,

Having regard to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979, and in particular Article 35 thereof,

Having regard to the Third ACP-EEC Convention, signed at Lomé on 8 December 1984, and in particular Article 271 thereof,

Whereas, pursuant to Article 35 of the Second Convention, the Council of Ministers decides on the use of any balance remaining from the overall amount allocated to the system for the stabilization of export earnings and from any amounts to be paid by way of replenishment by the ACP States following expiry of the said Convention;

Whereas the exact amount of any balances will be known only after the end of the financial year relating to the 1984 year of application and the powers provided for in Article 35 of the said Convention should therefore be delegated to the Committee of Ambassadors,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby delegates to the ACP-EEC Committee of Ambassadors the powers it enjoys under Article 35 of the Second Convention.

Article 2

Any balances referred to in Article 35 of the Second Convention shall be reserved for the payment of an additional share of the amounts which, at the end of the financial years relating to the 1980 and 1981 years of application, after compensation of replenishment claims and taking into account the mobilization of all additional resources under the said year of application, had not been covered.

Article 3

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
ΕΥΛΕ στο Λουξεμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addì  
Gedaan te Luxemburg,

21. VI. 1985

På AVS-EOF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Για το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

Pascal NZE

**DECISION No 8 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of 21. VI. 1985**

**delegating powers to the Committee of Ambassadors  
concerning the adoption of the texts relating to  
the Centre for the Development of Industry  
referred to in Article 73(6) of the  
Third ACP-EEC Convention**

**THE COUNCIL OF MINISTERS,**

**Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 on transitional measures valid as from  
1 March 1985, and in particular Articles 3 and 5 thereof,**

**Having regard to the Third ACP-EEC Convention, signed at Lomé  
on 8 December 1984, hereinafter referred to as the "Convention",  
and in particular Articles 73 and 271 thereof,**

Whereas, under Article 73(6) of the Convention, the statutes, financial and staff regulations and rules of procedure of the Centre for the Development of Industry shall be adopted by the Council of Ministers on a proposal from the Committee of Ambassadors after the entry into force of the Convention;

Whereas Article 5 of Decision No 2/85 defined the powers which the Committee on Industrial Co-operation is authorized to exercise under the transitional measures as from 1 March 1985;

Whereas the powers of the Council of Ministers provided for in Article 73(6) of the Convention should be delegated to the Committee of Ambassadors,

HAS DECIDED AS FOLLOWS:

Article 1

The Council of Ministers hereby delegates to the Committee of Ambassadors the powers it possesses under Article 73(6) of the Convention.

Article 2

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 3

This Decision shall enter into force on the date of its adoption.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
Έγινε στο Λουξεμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addi'  
Gedaan te Luxemburg,

21. VI. 1985

PA AVS-EOF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Γιά τό Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

Pascal NZE

DECISION No 9 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of **21. VI. 1985**

delegating powers to the  
ACP-EEC Committee of Ambassadors to adopt  
a decision pursuant to Article 137(3)(d)  
of the Second ACP-EEC Convention

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979, and in particular Article 137 thereof,

Having regard to the Third ACP-EEC Convention, signed at Lomé  
on 8 December 1984, and in particular Article 271 thereof,

Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 on transitional measures valid  
as from 1 March 1985, and in particular Article 1(1)(g),  
Article 3 and Article 9, first and second paragraphs, thereof,

Whereas the resources of the special appropriation provided for in Article 137(3) of the Second Convention are nearly exhausted; whereas if the next food crop harvest in Africa in October-November 1985, is in shortfall, the Community will have to grant emergency aid to ACP States; whereas, in such an event, the Council of Ministers will have to adopt appropriate measures to deal with needs;

Whereas, accordingly, power should be delegated to the Committee of Ambassadors to adopt an appropriate decision in the autumn of 1985,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Council of Ministers hereby delegates to the ACP-EEC Committee of Ambassadors the power to adopt a decision pursuant to Article 137(3)(d) of the Second Convention in the event of the food crop harvest in Africa in October-November 1985 being deficient.

Article 2

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 3

This Decision shall enter into force on the day of its adoption.

Udfærdiget i Luxembourg, den  
Geschehen zu Luxemburg am  
Έγινε στο Λουξεμβούργο, στις  
Done at Luxembourg,  
Fait à Luxembourg, le  
Fatto a Lussemburgo, addì  
Gedaan te Luxemburg,

21. VI. 1985

På AVS-EOF-Ministerrådets vegne  
Im Namen des AKP-EWG-Ministerrates  
Για το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Par le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor het ACS-EEG-Raad van Ministers

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

Pascal NZE

I. - ACP-EEC ACTS

2. ACTS OF THE COMMITTEE OF AMBASSADORS



DECISION No 1/85  
OF THE ACP-EEC COMMITTEE OF AMBASSADORS  
of 7 June 1985

adopting the budget of the  
Technical Centre for Agricultural  
and Rural Co-operation (1985)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the Second ACP-EEC Convention, signed at Lomé on 31 October 1979, and in particular Article 88(4)(d) thereof,

Having regard to Decision No 1/83 of the ACP-EEC Committee of Ambassadors of 8 June 1983 laying down the rules of operation of the Technical Centre for Agricultural and Rural Co-operation (hereinafter referred to as the "Centre"), and in particular Article 6 thereof,

Having regard to Decision No 2/83 of the ACP-EEC Committee of Ambassadors of 8 June 1983 adopting the Financial Regulation of the Technical Centre for Agricultural and Rural Co-operation, and in particular Articles 5 and 6 thereof,

Having regard to Decision No 2 /85 of the ACP-EEC Council of Ministers of 22 February 1985 on transitional measures valid from 1 March 1985, and in particular Articles 1 and 6 thereof,

Whereas, pursuant to Article 5(1) of Decision No 2/83, the Director of the Centre submitted to the ACP-EEC Subcommittee on Co-operation in Agricultural and Rural Development (hereinafter referred to as the "Subcommittee") a preliminary draft annual budget of the Centre (financial year 1985) and the annual work programme of the Centre for 1985;

Whereas, at its meeting on 19 February 1985, the Subcommittee examined this preliminary draft and, after making amendments agreed jointly by the Community and the ACP States, adopted the draft budget in accordance with Article 6 of Decision No 2/83;

Whereas the draft budget has been forwarded to the Commission which, with regard to the contribution requested from the European Development Fund, has implemented the current Community procedures;

Whereas, on 18 April 1985, the competent Community authority adopted the financing decision on the said contribution;

Whereas, this being so, the Committee is in a position definitively to adopt the budget,

HAS DECIDED AS FOLLOWS:

Sole Article

The budget for the Centre for the financial year 1985 is hereby definitively adopted as it appears in the Annex hereto.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addì  
Gedaan te Brussel,

**7. VI. 1985**

På AVS-EØF-Ambassørudvalgets vegne  
Im Namen des AKP-EWG-Botschafterausschusses  
Γιὰ τὴν Ἐπιτροπὴ τῶν Πρέσβων ΑΚΕ-ΕΟΚ  
For the ACP-EEC Committee of Ambassadors  
Par le Comité des Ambassadeurs ACP-CEE  
Per il Comitato degli Ambasciatori ACP-CEE  
Voor het ACS-EEG-Comité van Ambassadeurs

Formand  
Der Präsident  
Ὁ Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

H. SAHADEO

1985 BUDGET (ECU)

<u>TITLE I - STAFF EXPENDITURE</u>	<u>Appropriations</u> <u>1984</u>	<u>Appropriations</u> <u>1985</u>
Chapter 11 - <u>Staff</u>		
Article 111 - Salaries and wages (17 staff members including 5 new members to be recruited gradually throughout 1985)	300 000	566 000
Article 112 - Provision for the adjustment of salaries (after decision of the Subcommittee pursuant to the third paragraph of Article 27 of Decision No 3/83 of the Committee of Ambassadors)	15 000	28 000
Article 113 - Welfare contributions	120 000	181 000
Article 114 - Allowances	35 000	112 000
Total Chapter 11	<u>470 000</u>	<u>887 000</u>
TOTAL TITLE I	<u>470 000</u>	<u>887 000</u>
<u>TITLE II - BUILDINGS, EQUIPMENT AND MISCELLANEOUS OPERATING EXPENDITURE</u>		
Chapter 21 - <u>Rental of buildings and associated costs</u>		
Article 211 - Rent	65 000	79 000
Article 212 - Associated costs	20 000	15 000
Total Chapter 21	<u>85 000</u>	<u>94 000</u>
Chapter 22 - <u>Movable property and associated costs</u>		
Article 221 - Purchase of office machines and movable furniture and equipment	54 000	43 000
Article 222 - Rental of furniture and equipment	41 000	20 000
Article 223 - Maintenance of furniture and equipment	5 000	5 000
Article 224 - Maintenance and use of vehicles	6 000	5 000
Total Chapter 22	<u>106 000</u>	<u>73 000</u>

Chapter 23 - <u>Current administrative expenditure</u>		
Article 231 - Stationery and office supplies	12 000	15 000
Article 232 - Postage and telecommunication	70 000	50 000
Article 234 - Subscription to periodicals, etc	20 000	25 000
Article 235 - Other operating expenditure	25 000	15 000
Total Chapter 23	127 000	105 000
Chapter 24 - <u>Mission expenses, representation and entertainment expenses</u>		
Article 241 - General expenditure on duty travel	7 000	12 000
Article 242 - General representation and entertainment expenses	7 000	15 000
Total Chapter 24	14 000	27 000
Chapter 25 - <u>Brussels branch office</u> (except for staff expenditure)	30 000	30 000
TOTAL TITLE II	362 000	329 000
<u>TITLE III - ACTIVITIES</u>		
Chapter 31 - <u>Studies, experts' reports</u>	150 000	300 000
Chapter 32 - <u>Seminars</u> (1984: 3; 1985: 6)	200 000	440 000
Chapter 33 - <u>Publications and files</u>	63 000	235 000
Chapter 34 - <u>Missions</u>		
Article 341 - Programmed missions	30 000	66 000
Article 342 - Attendance at seminars and meetings	6 000	24 000
Total Chapter 34	36 000	110 000
TOTAL TITLE III	449 000	1 085 000
<u>GRAND TOTAL OF EXPENDITURE</u>	1 281 000	2 301 000

(a) European Development Fund contribution	1 251 000	2 217 000
(b) Tax on salaries and any other revenue	30 000	84 000
<u>GRAND TOTAL OF REVENUE</u>	<u>1 281 000</u>	<u>2 301 000</u>

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I. - ACP-EEC ACTS

3. AGREEMENTS BETWEEN THE EEC AND THE ACP STATES



AGREEMENT  
IN THE FORM OF AN EXCHANGE OF LETTERS  
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY  
AND BARBADOS, BELIZE, THE PEOPLE'S REPUBLIC OF THE CONGO,  
FIJI, THE CO-OPERATIVE REPUBLIC OF GUYANA, THE REPUBLIC  
OF THE IVORY COAST, JAMAICA, THE REPUBLIC OF KENYA,  
THE DEMOCRATIC REPUBLIC OF MADAGASCAR, THE REPUBLIC OF  
MALAWI, MAURITIUS, ST CHRISTOPHER AND NEVIS, THE REPUBLIC  
OF SURINAME, THE KINGDOM OF SWAZILAND, THE UNITED REPUBLIC  
OF TANZANIA, THE REPUBLIC OF TRINIDAD AND TOBAGO,  
THE REPUBLIC OF UGANDA AND THE REPUBLIC OF ZIMBABWE ON THE  
GUARANTEED PRICES FOR CANE SUGAR (1)  
FOR THE 1985/1986 DELIVERY PERIOD (1)

Letter No 1

Brussels, 18 September 1986

Sirs,

1. The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Third ACP-EEC Convention and of the Commission, acting on behalf of the European Economic Community, have agreed, pursuant to the provisions of the said Protocol, to submit to their competent authorities for approval, to be the subject of an Exchange of Letters between the ACP States concerned and the Community, the following.

2. For the period 1 July 1985 to 30 June 1986 the guaranteed prices referred to in Article 5(4) of the Sugar Protocol shall, for the purpose of intervention within the terms of Article 6 of that Protocol, be:

a) for raw sugar : 44,85 ECU per 100 kilograms from  
1 July 1985 to 31 March 1986,

44,92 ECU per 100 kilograms from  
1 April 1986 to 30 June 1986;

b) for white sugar: 55,39 ECU per 100 kilograms.

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(1) This Agreement was not signed until 18 September 1986. However, it applies to the 1985/1986 marketing year and for that reason is included in this compilation of texts, together with the implementing regulation (see p. 225).

3. These prices, which represent increases of 1.15% and 1.31% respectively over those applicable for the preceding delivery period, shall refer to sugar of standard quality as defined in Community legislation, unpacked, c.i.f. free out European ports of the Community. The introduction of these prices in no way prejudices the respective positions of the Contracting Parties in respect of the principles appertaining to the determination of the guaranteed prices.

4. Although retroactivity is not provided for in respect of the 1985/1986 prices, it is agreed that this year's decision does not prejudice the position of the ACP States in relation to retroactivity in any future negotiation in accordance with Article 4(3) of Protocol 7 annexed to the Third ACP-EEC Convention.

5. It was noted that, in the view of the ACP States, the problem of ocean freight costs remained an outstanding and pressing matter which required immediate consideration and resolution. Further, in the context of paragraph 3, the concern of the ACP States with regard to the method used in arriving at these prices was noted.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the ACP States concerned and the Community.

Les ruego acepten, Señores, el testimonio de mi más alta consideración.

Modtag, ærede herrer, forsikringen om min mest udmærkede højtæstelse.

Genehmigen Sie, sehr geehrte Herren, den Ausdruck meiner ausgezeichnetsten Hochachtung.

Παρακαλώ δεχθείτε, Κύριοι, τη διαβεβαίωση της υψηλότες εκτίμησώς μου.

Please, accept, Sirs, the assurance of my highest consideration.

Je vous prie d'agrèer, Messieurs, l'assurance de ma plus haute considération.

Vogliate gradire, Signori, i sensi della mia più alta considerazione.

Ik verzoek U, Mijne Heren, de verzekering van mijn bijzondere hoogachting te willen aanvaarden.

Queira aceitar, Excelentísimos Senhores, a expressão da minha mais alta consideração.

En nombre del Consejo de las Comunidades Europeas  
På vegne Rådet for De europaiske Fællesskaber  
Im Namen des Rates der Europäischen Gemeinschaften  
Εξ ονόματος του Συμβουλίου των Ευρωπαϊκών Κοινοτήτων  
On behalf of the Council of the European Communities  
Au nom du Conseil des Communautés européennes  
A nome del Consiglio delle Comunità europee  
Namens de Raad van de Europese Gemeenschappen  
Em nome do Conselho das Comunidades Europeias



Letter No 2

Brussels, 18 September 1986

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

"1. The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Third ACP-EEC Convention and of the Commission, acting on behalf of the European Economic Community, have agreed, pursuant to the provisions of the said Protocol, to submit to their competent authorities for approval, to be the subject of an Exchange of Letters between the ACP States concerned and the Community, the following.

2. For the period 1 July 1985 to 30 June 1986 the guaranteed prices referred to in Article 5(4) of the Sugar Protocol shall, for the purpose of intervention within the terms of Article 6 of that Protocol, be:

a) for raw sugar : 44,85 ECU per 100 kilograms from  
1 July 1985 to 31 March 1986,

44,92 ECU per 100 kilograms from  
1 April 1986 to 30 June 1986;

b) for white sugar: 55,39 ECU per 100 kilograms.

3. These prices, which represent increases of 1.15% and 1.31% respectively over those applicable for the preceding delivery period, shall refer to sugar of standard quality as defined in Community legislation, unpacked, c.i.f. free out European ports of the Community. The introduction of these prices in no way prejudices the respective positions of the Contracting Parties in respect of the principles appertaining to the determination of the guaranteed prices.

4. Although retroactivity is not provided for in respect of the 1985/1986 prices, it is agreed that this year's decision does not prejudice the position of the ACP States in relation to retroactivity in any future negotiation in accordance with Article 4(3) of Protocol 7 annexed to the Third ACP-EEC Convention.

5. It was noted that, in the view of the ACP States, the problem of ocean freight costs remained an outstanding and pressing matter which required immediate consideration and resolution. Further, in the context of paragraph 3, the concern of the ACP States with regard to the method used in arriving at these prices was noted.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the ACP States concerned and the Community."

I have the honour to confirm the Agreement of the Governments of the ACP States concerned with the foregoing.

Please, accept, Sirs, the assurance of my highest consideration.

Je vous prie d'agr er, Messieurs, l'assurance de ma plus haute consid ration.

Les ruego acepten, Senores, el testimonio de mi m s alta consideraci n.

Modtag,  rede herrer, forsikringen om min mest udmærkede h jagtelse.

Genehmigen Sie, sehr geehrte Herren, den Ausdruck meiner ausgezeichnetsten Hochachtung.

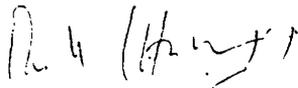
Παρακαλώ δεχθείτε, Κύριοι, τη διαβεβαίωση της υψηλής εκτιμήσεώς μου.

Vogliate gradire, Signori, i sensi della mia pi  alta considerazione.

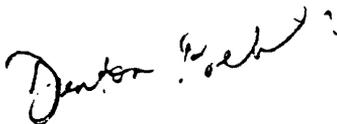
Ik verzoek U, Mijne Heren, de verzekering van mijn bijzondere hoogachting te willen aanvaarden.

Queira aceitar, Excelent ssimos Senhores, a express o da minha mais alta considera o.

For the Government of Barbados



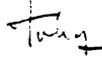
For the Government of Belize



Pour le Gouvernement de la R publique populaire du Congo



Pour le Gouvernement de la République de Côte d'Ivoire

A handwritten signature in black ink, appearing to be 'Tuy'.

For the Government of Fiji

A handwritten signature in black ink, appearing to be 'P. W. Bunn'.

For the Government of the Co-operative Republic of Guyana

A handwritten signature in black ink, appearing to be 'Harold Saha' with a horizontal line underneath.

For the Government of Jamaica

A handwritten signature in black ink, appearing to be 'Laimon Farris' with a horizontal line underneath.

For the Government of the Republic of Kenya

A handwritten signature in black ink, appearing to be 'K. S. A.' with a horizontal line underneath.

Pour le Gouvernement de la République démocratique de Madagascar

A handwritten signature in black ink, appearing to read "R. Richard". The signature is stylized with a long horizontal stroke extending to the right.

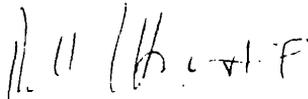
For the Government of the Republic of Malawi

A handwritten signature in black ink, appearing to read "Stallingsma". The signature is written in a cursive style.

Pour le Gouvernement de l'Ile Maurice

A handwritten signature in black ink, appearing to read "D. M. F.". The signature is written in a cursive style.

For the Government of Saint Christopher and Nevis

A handwritten signature in black ink, appearing to read "H. H. F.". The signature is written in a cursive style.

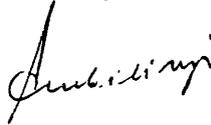
Namens de Regering van de Republiek Suriname

A handwritten signature in black ink, appearing to read "G. H. F.". The signature is written in a cursive style.

For the Government of the Kingdom of Swaziland



For the Government of the United Republic of Tanzania



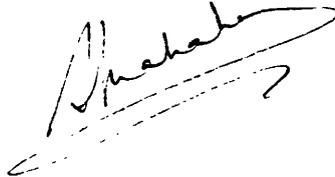
For the Government of Trinidad and Tobago



For the Government of the Republic of Uganda



For the Government of the Republic of Zimbabwe





I. - ACP-EEC ACTS

4. ACTS OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION



DECISION No 1/85/CIC  
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION  
of 14 February 1985

adopting the budget of the Centre  
for Industrial Development  
(financial year 1985)

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979, and in particular Article 81(5) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of  
Ministers of 10 April 1981 laying down the statutes and rules  
of operation of the Centre for Industrial Development,  
hereinafter referred to as the "Centre", as amended by  
Decision No 5/84, and in particular Articles 6 and 8 thereof,

Having regard to Decision No 3/81/CIC of the ACP-EEC Committee  
on Industrial Co-operation of 2 September 1981 adopting the  
Financial Regulation of the Centre, and in particular  
Articles 1 to 6 thereof,

Whereas by a letter dated 14 September 1984 the Director of the Centre submitted to the Committee a preliminary draft annual budget (financial year 1985) and a programme of work (1985) for the Centre together with the opinion of the Advisory Council;

Whereas the Committee examined, in the light of the opinion of the Advisory Council, this preliminary draft, on which the Community and the ACP States agreed;

Whereas the draft budget of the Centre was adopted by the Committee on 18 November 1984 and has been forwarded to the Commission which initiated the Community procedures in force as regards the contribution requested from the European Development Fund, on the basis of the separate allocation up to a ceiling of 25 million ECU provided for this purpose;

Whereas on 14 February 1985 the competent Community authority took the financing decision on the contribution requested from the European Development Fund;

Whereas the budget shall be deemed to be finally adopted at the last mentioned date,

Sole Article

The budget of the Centre for the financial year 1985,  
as contained in the Annex hereto, is hereby finally adopted.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

**14. II. 1985**

For Udvalget for industrielt Samarbejde  
Im Namen des Ausschusses für industrielle Zusammenarbeit  
Γιά τήν Έπιτροπή Βιομηχανικής Συνεργασίας  
For the Committee on Industrial co-operation  
Par le Comité de coopération industrielle  
Per il Comitato per la cooperazione industriale  
Voor het Comité voor industriële samenwerking

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le président  
Il Presidente  
De Voorzitter

(s.) P. CALAMITA

WORK PROGRAMME 1985BUDGET 1985 (ECU)

	APPROPRIATIONS		<u>JAN/FEB 1985</u>
	<u>1984</u>	<u>1985</u>	
<u>STAFF EXPENDITURE (Title I)</u>	TITLE I - <u>STAFF EXPENDITURE</u>		
<u>STAFF (Chapter 11)</u>	Chapter 11 - <u>STAFF</u>		
<u>Salaries (Art. 111)</u>	Art. 111 - <u>Salaries</u>		
	1 798 115*	1 847 820	307 970
The staff complement, as authorized by the CIC is:	- Existing staff (1.736.115/1.781.820),		

- Director/Deputy Director
- 5 Technical Advisers 3A
- 7 Technical Advisers 3B
- 2 Special Duty Officers 4A
- 5 Special Duty Officers 4B
- 8 Assistants 5A
- 9 Secretaries 5B
- 1 Driver (local)
- 1 Messenger (Local)
- Internal Auditors

Temporary staff

- Temporary staff  
(62.000/66.000)

The recruitment of two new staff members (one assistant 5A and one secretary 5B) for an amount of 47.000 ECU would be more economic than the recourse to temporary staff who must continuously be trained up. However, in view of the proximity of the expiry of the Second Lomé Convention, the Centre suggests coping with the additional workload by relying on temporary staff.

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\* Including rise in cost of living up to 31.12.1984 based on the actual figures for the period from 1.1.83 to 31.5.84, not yet approved by CIC, as well as on an estimate for the period from 1.6.84 to 31.12.84.

	APPROPRIATIONS		<u>JAN/FEB 1985</u>	
	<u>1984</u>	<u>1985</u>		
<u>Provision for adjustment in the salaries (Art. 112)</u>	Art. 112 - <u>Provision for adjustment in the salaries</u>	70 005	73 897	12 316
A rise in the cost of living is expected for 1985. Adequate provision has therefore been made in the budget to take account of this rise as well as of the trend in purchasing power. A final decision on the adjustment to be taken by the CIC (Art. 27, third paragraph, Decision No 2/81/CIC).	- Adjustment for 1.1.85 up to 31.12.85 (pending a decision by the CIC)			
<u>Allowances (Art. 114)</u>	Art. 113 - <u>Social charges</u>	728 048	776 084	129 347
These include in particular:	Art. 114 - <u>Allowances</u>	142 240	240 800	40 113
- Education allowance (original ceiling fixed by the CIC in 1977 has been adjusted to take into account inflation in accordance with a decision by the CIC).	- Education (55 440/67 000)			
	- Transport (1 800/1 800)			
	- Installation (token entry/ token entry)			
	- Re-installation (token entry/ 87 000)			
	- Periodic home leave (85 000/85 000)			
	- Miscellaneous (token entry/ token entry)			
- Re-installation allowance (in the absence of a Decision concerning the Centre's future under Lomé III, provision has been made in the budget to take account of the departure of 3 to 4 staff members. Should a large number of staff members leave CIC, the amounts provided for salaries and social charges would be transferred from Articles 111 and 113 to Article 114 (Allowances).				
<u>Training and development of staff (Art. 115)</u>	Art. 115 - <u>Training and development of staff</u>	8 000	8 000	1 333
CID must give its staff the opportunity to adapt to new techniques, such as computers. Relevant training courses will be necessary.				
	Art. 116 - <u>Social expenses</u>	token entry	token entry	-
	TOTAL Chapter 11	<u>2 746 408</u>	<u>2 946 601</u>	<u>491 099</u>
	TOTAL TITLE I	<u>2 746 408</u>	<u>2 946 601</u>	<u>491 099</u>

BUILDINGS, EQUIPMENT & MISCELLANEOUS  
EXPENDITURE (TITLE II)

The amounts laid down for buildings, equipment and miscellaneous expenditure are based on realistic estimates. The rate of inflation taken into account for 1985 is 7%.

RENTAL OF BUILDING AND INCIDENTAL  
EXPENDITURE (Chapter 21)

Rent (Art. 211)

TITLE II - BUILDINGS, EQUIPMENT &  
MISCELLANEOUS EXPENDITURE

Chapter 21 - RENTAL OF BUILDING AND  
INCIDENTAL EXPENDITURE

Art. 211 - <u>Rent</u>	125 000	130 000	21 667
Art. 212 - <u>Incidental expenditure</u> (Utilities, insurance, etc.)	65 000	65 000	10 833
<b>TOTAL Chapter 21</b>	<b><u>190 000</u></b>	<b><u>195 000</u></b>	<b><u>32 500</u></b>

MOVEABLE PROPERTY & INCIDENTAL  
EXPENDITURE (Chapter 22)

Purchase of office machinery and  
furniture (Art. 221)

As a good part of CID's equipment is more than 6/7 years old, there is a high risk of breakdown during the year and a replacement policy appears necessary.

Rental of furniture & equipment (Art. 222)

This Article covers in particular the rent of the computer for the accounting section and of the photocopiers, as well as the rent of the telephone switchboard formerly covered by Article 232.

Chapter 22 - MOVEABLE PROPERTY &  
INCIDENTAL EXPENDITURE

Art. 221 - <u>Purchase of office  machinery and furniture</u>	6 000	10 000	1 667
- Provision for unforeseeable purchases			
Art. 222 - <u>Rental of furniture &amp;  equipment</u>	30 000	32 000	5 333

	APPROPRIATIONS		<u>JAN/FEB 1985</u>	
	<u>1984</u>	<u>1985</u>		
<u>Maintenance of furniture and equipment</u> <u>(Art. 223)</u>	Art. 223 - <u>Maintenance of furniture</u> <u>and equipment</u>	25 000	25 000	4 167
<p>Cost of maintenance of existing equipment has increased in 1984. In 1985, CID will be able to limit this cost through a replacement policy.</p>				
<u>Transport equipment, maintenance, repairs, use (Art. 224)</u>	Art. 224 - <u>Transport equipment,</u> <u>maintenance, repairs, use</u>	5 000	7 500	1 250
<p>In view of the significant increase in the cost of car insurance and the age of one car (Rover), an increase in Art. 224 appears necessary. It should be noted that this budgetary item was considerably reduced in 1984, following the replacement of one car which was at the time 6 years old.</p>				
	TOTAL Chapter 22	<u>66 000</u>	<u>74 500</u>	<u>12 417</u>

		APPROPRIATIONS		JAN/FEB 1985
		1984	1985	
<u>CURRENT ADMINISTRATIVE OPERATING EXPENDITURE</u> <u>(Chapter 23)</u>	Chapter 23 - <u>CURRENT ADMINISTRATIVE OPERATING EXPENDITURE</u>			
<u>Stationery &amp; office supplies (Art. 231)</u>	Art. 231 - <u>Stationery &amp; office supplies</u>	25 000	25 000	4 167
Due to an increase in activity, the amount of writing paper and all office supplies increased significantly in 1983 and 1984. CID hopes to be able to stabilize this increase in 1985.				
<u>Postal charges &amp; telecommunications</u> <u>(Art. 232)</u>	Art. 232 - <u>Postal charges &amp; telecommunications</u>	94 500	100 000	16 667
In spite of the control and cost reducing procedures adopted for use of telephone, telex and telegram, it will be very difficult to keep the cost increase at the same level as the rate of inflation. This difficulty is due to the increase in CID's workload.				
	- Postage (19 500/25 000)			
	- Rent of equipment ( 9 500/token entry)			
	- Telephone, telex & telegram (65 500/75 000)			
<u>Losses on exchange rate (Art. 233)</u>	Art. 233 - <u>Losses on exchange rate</u>	7 000	10 000	1 667
An amount of 26 773 ECU appears on the CID balance sheet as at 31.12.1983 for accumulated losses due to variations in exchange rates during the period 1.1.1977/31.12.1983. At the request of the Auditors, a provision of 7 000 ECU was forecast for 1984, in order to write off this amount gradually. This provision will be maintained and increased in 1985.				
<u>Other operating expenditure (Art. 235)</u>	Art. 235 - <u>Other operating expenditures</u>	19 000	20 000	3 333
These expenses include: the use of the computer; additional software for calculating the salaries and for other needs; legal advice.				
	- Translation costs ( 4 000/ 4 000)			
	- Miscellaneous administrative expenses (15 000/16 000)			
	TOTAL Chapter 23	<u>145 500</u>	<u>155 000</u>	<u>25 834</u>

	APPROPRIATIONS		<u>JAN/FEB 1985</u>
	<u>1984</u>	<u>1985</u>	
<u>MISSION EXPENSES, REPRESENTATION &amp; ENTERTAINMENT EXPENDITURE (Chapter 24)</u>	Chapter 24 - <u>MISSION EXPENSES, REPRESENTATION &amp; ENTERTAINMENT EXPENDITURE</u>		
<u>General duty travel expenses (Art. 241) (Europe &amp; ACP countries)</u>	Art. 241 - <u>General duty travel expenses (Europe &amp; ACP countries)</u>		
	20 000	20 000	3 333
<p>This Article covers mission expenses unrelated to projects and other specific interventions. These expenses mainly concern prospecting missions undertaken by the Directorate.</p>			
<u>General representation and entertainment expenses (Art. 242)</u>	Art. 242 - <u>General representation and entertainment expenses</u>		
	15 000	17 000	2 833
<p>In spite of inflation, official entertainment expenses have not been increased during the last two years. Consequently, in 1985 an increase is necessary</p>			
	<u>35 000</u>	<u>37 000</u>	<u>6 166</u>
TOTAL Chapter 24			
TOTAL TITLE II	<u>436 500</u>	<u>461 500</u>	<u>76 917</u>

		APPROPRIATIONS		
		1984	1985	JAN/FEB 1985
<u>PROGRAMMES (TITLE III)</u>	TITLE III - <u>PROGRAMMES</u>			
<u>INDUSTRIAL PROMOTION (Chapter 31)</u>	Chapter 31 - <u>INDUSTRIAL RELATIONS</u>			
<u>CID subdelegation field activities in ACP States: Promotion of industrial contacts (Art. 311)</u>	Art. 311 - <u>CID subdelegation field activities in ACP States: Promotion of industrial contacts</u>	160 000	190 000	31 667
In 1985, emphasis will also be placed on continuing the use of more ACP consultant subdelegations who will be involved in the detailing and follow-up of project proposals receiving CID assistance, while institutional subdelegations will be responsible for co-ordinating CID activities in each ACP country.	- 18 ACP subdelegations in the private sector with annual fees of 5 000 ECU each: 18 x 5 000			
	- Provision for out-of-pocket expenses of some 50 subdelegations at the rate of 1 000 ECU per subdelegation: 50 x 1 000			
	- Detailing and follow-up of preliminary requests for assistance, up to 1 000 ECU per request: 50 000			
<u>Identification and substantiation of industrial production projects (Art. 312)</u>	Art. 312 - <u>Identification and substantiation of industrial production projects</u>	210 000	180 000	30 000
Identification and substantiation of potential industrial production projects based on surveys that may have been undertaken by other agencies, and identification of project sponsors who are interested in and financially capable of undertaking such projects.	- Surveys on the industrial potential of 3 Least Developed Countries at 20 000 ECU per country: 3 x 20 000			
	- In-depth substantiation of 40 viable project proposals at the rate of 3 000 ECU per proposal: 40 x 3 000			
<u>Attendance at seminars, symposia, etc. (Art. 313)</u>	Art. 313 - <u>Attendance at seminars, symposia, etc.</u>	20 000	20 000	3 333
CID participation and assistance to ACP parties in events organized by third parties have been considered relevant.	- Assistance given to a maximum of 4 requests			

		APPROPRIATIONS		
		1984	1985	JAN/FEB 1985
<u>CID sub-delegation field activities in EEC (Art. 314)</u>	Art. 314 - <u>CID sub-delegation field activities in EEC</u>	52 500	75 000	12 500
In 1985, emphasis will be placed on Project Workshops (6 in number) particularly designed to present ACP projects in sectors of interest to each EEC country. There will also be a wider use of consultants in order to facilitate the identification of investors with a serious interest in a specific project.	- 6 Project Workshops in 3 EEC countries based on sectors of interest at 5 000 ECU per workshop: 6 x 5 000 - Fees of consultants for the identification of prospective investors for 30 project proposals at 1 500 ECU per project: 30 x 1 500			
<u>Travel incentive scheme &amp; advice towards joint ventures for ACP &amp; EEC industrialists including members of Chambers of Commerce &amp; promotional agencies (Art. 315)</u>	Art. 315 - <u>Travel incentive scheme &amp; advice towards joint ventures for ACP &amp; EEC industrialists including members of Chambers of Commerce &amp; promotional agencies</u>	190 000	240 000	40 000
The Centre proposes that this assistance programme be broadened also to include the travel costs of ACP entrepreneurs who come to Europe for market prospecting, selection of technology and similar industrial prospecting related to specific projects. The Centre is also proposing that travel assistance be available on a selective basis to EEC potential investors whose travel to ACP countries will advance the progress of a specific project being considered with an ACP promoter. The Centre will also continue to assist Chambers of Commerce and Promotional Agencies.	- 50 ACP industrialists to visit Europe at 3 000 ECU per person: 50 x 3 000 - Investment Promotional Missions and contacts with ACP States: 20 x 2 000 - Assistance to Chamber of Commerce and Promotional agencies; 5 interventions at 10 000 ECU per intervention: 5 x 10 000			
<b>TOTAL Chapter 31</b>		<b>632 500</b>	<b>705 000</b>	<b>117 500</b>

		APPROPRIATIONS		<u>JAN/FEB 1985</u>
		<u>1984</u>	<u>1985</u>	
<u>NEW INVESTMENTS IN PRODUCTIVE UNDERTAKINGS, STUDIES, ASSISTANCE, PUBLIC RELATIONS (Chapter 32)</u>	CHAPTER 32 - <u>NEW INVESTMENTS IN PRODUCTIVE UNDERTAKINGS, STUDIES, ASSISTANCE, PUBLIC RELATIONS</u>			
<u>Feasibility studies, market and financial analysis (including planning of Industrial Enterprises) (Art. 321)</u>	Art. 321 - <u>Feasibility studies, market and financial analysis (including planning of Industrial Development Enterprises)</u>	500 000	560 000	93 333
These studies cover new or existing undertakings and will be undertaken to support ACP requests for project evaluations. Joint ventures with partners committed to sharing study costs will be promoted to ensure project implementation after positive results of studies. A total of 30 interventions is planned.	- A total of 30 studies varying as to CID contribution (30-80% of total study costs) from some 6 000 to 40 000 ECU, with greater contributions for Least Developed States.			
<u>Assistance with actual implementation of Industrial Undertakings (Art. 323)</u>	Art. 323 - <u>Assistance with actual implementation of Industrial Undertakings</u>	380 000	481 000	80 167
This Article covers start-up assistance for the start-up or diversification of existing undertakings and may include study evaluations, negotiations for joint venture agreements, short-term expertise with a local training input whenever possible, market development assistance, negotiation of equipment supply contracts, equipment evaluation (new or used).				
<u>Publications and press relations (Art. 324)</u>	Art 324 - <u>Publications and press relations</u>	60 000	94 000	15 667
This Article covers the preparation, translation and printing of all CID publications, e.g. Annual Report, brochures, "Industrial Co-operation Opportunities", and the overall public relations aspect of the CID to be reinforced in 1985.				
	TOTAL Chapter 32	<u>940 000</u>	<u>1 135 000</u>	<u>189 167</u>

		APPROPRIATIONS		
		1984	1985	JAN/FEB 1985
<u>TECHNICAL OPERATIONS AND SERVICES (Chapter 33)</u>	Chapter 33 - <u>TECHNICAL OPERATIONS AND SERVICES</u>			
<u>Assistance with the expansion or rehabilitation of ACP industries (Art. 331)</u>	Art. 331 - <u>Assistance with the expansion or rehabilitation of ACP industries</u>	387 000	403 000	67 167
<p>The demand for CID assistance with projects of rehabilitation continues to grow, and, wherever possible, technical and diagnostic missions are followed up by technical assistance towards implementation. 31 projects costing ECU 13 000 on average are considered to be the maximum which can be handled.</p>				
<u>Development of industrial profiles based on proven adapted technologies (Art. 332)</u>	Art. 332 - <u>Development of industrial profiles based on proven adapted technologies</u>	75 000	80 000	20 000
<p>The evaluation of profiles suitable for adaptation is planned to enable an additional volume of technologies to be published. 10 profiles at ECU 2 000 are envisaged. 3 pilot plants, based on adapted technologies, at ECU 20 000 each will be established.</p>				
<u>Implementation of selected enterprises based on adapted technologies (Art. 333)</u>	Art. 333 - <u>Implementation of selected enterprises based on adapted technologies</u>	140 000	160 000	20 000
<p>With a substantial inventory of adapted technologies now available within CID, the number of project requests concerning the setting up of enterprises continues to increase. Eight projects at ECU 20 000 each are planned.</p>				
<u>Training to help ACP industries (Art. 334)</u>	Art. 334 - <u>Training to help ACP industries</u>	360 000	450 000	75 000
<p>Demand for industrial training is high and continues to grow. The principal constraint is now of too limited manpower in CID to handle the load. For 1985 it is suggested by the CID that the increased budget be handled with the assistance of specialized technical institutions for identification and follow-up of training attachments.</p>				

	APPROPRIATIONS		<u>JAN/FEB 1985</u>
	<u>1984</u>	<u>1985</u>	
<u>Documentation, computer and library services</u> <u>(Art. 335)</u>			
Art. 335 - <u>Documentation, computer</u> <u>and library services</u>	49 000	85 000	20 000

The installation of a computer for project management and company information will assist in the registration, analysis and up-dating of project records. Considerable work will be required to bring this facility into operation, and 20 000 ECU is envisaged for contract work in this regard. The microfilming of records, technical data and certain files is also planned, for the further cost of 20 000 ECU. Other documentation services will be continued, with increased use of data bases, in the search for information.

TOTAL Chapter 33	<u>1 011 000</u>	<u>1 178 000</u>	<u>202 167</u>
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		APPROPRIATIONS		
		1984	1985	JAN/FEB 1985
<u>COMMON EXPENSES DIRECTLY RELATED TO INTERVENTIONS</u> <u>(Chapter 34)</u>	Chapter 34 - <u>COMMON EXPENSES DIRECTLY</u> <u>RELATED TO INTERVENTIONS</u>			
<u>Travel expenses in connection with specific</u> <u>interventions (Art. 341)</u>	Art. 341 - <u>Travel expenses in</u> <u>connection with specific</u> <u>interventions</u>  (Promotion in ACP countries EEC liaison, missions related to project implementation, technical operations and other actions)	195 000	195 000	32 000
Travel activity will place emphasis on follow-up missions to countries already visited.				
<u>Promotion officer programme (Art. 342)</u>	Art. 342 - <u>Promotion officer</u>  (Travel, accommodation, daily allowance, insurance, etc.)	78 500	127 000	--
The reinforced programme for in-CID training of ACP promotion officers has proved to be useful for coordination and follow-up in ACP countries. It is proposed to invite three groups of five promotion officers from ACP countries, but for a shorter period. The Centre also proposed providing the sub-delegation organizations with training in computerized financial analysis for feasibility studies.				
<u>Industrial sector specialized meetings (Art. 343)</u>	Art. 343 - <u>Industrial sector</u> <u>specialized meetings</u>	110 000	160 000	26 667
Arrangements are foreseen for Central and West African countries in the agro food sector				
	TOTAL Chapter 34	<u>383 500</u>	<u>482 000</u>	<u>59 167</u>

		APPROPRIATIONS		
		<u>1984</u>	<u>1985</u>	<u>JAN/FEB 1985</u>
<u>ADVISORY COUNCIL AND SUPERVISORY BODY EXPENSES (Chapter 35)</u>	Chapter 35 - <u>ADVISORY COUNCIL AND SUPERVISORY BODY EXPENSES</u>			
<u>Advisory Council (Art. 351)</u>	Art. 351 - <u>Advisory Council</u>	60 000	79 000	-
Three meetings are planned.	- Council meetings			
	Art. 352 - <u>Supervisory Body</u>	Token entry	Token entry	-
	TOTAL Chapter 35	<u>60 000</u>	<u>79 000</u>	
	TOTAL TITLE III	<u>3 027 000</u>	<u>3 579 000</u>	<u>568 001</u>



DECISION No 2/85/CCI  
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION  
of 20 March 1985

on the appointment of the Director and the Deputy Director  
of the Centre for the Development of Industry  
and the drawing up of their contracts

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention, signed at Lomé on  
31 October 1979, and in particular Articles 78, 81 and 188(3)  
thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of  
Ministers of 10 April 1981 laying down the statutes and rules  
of operation of the Centre for Industrial Development, and in  
particular Article 5 thereof,

Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 on transitional measures to be  
applied from 1 March 1985, and in particular Articles 1 and 5  
thereof,

Whereas, pursuant to Decision No 2/85, the Committee on Industrial Co-operation is authorized to exercise the powers necessary to ensure the continued operation of the Centre until the entry into force of the Third ACP-EEC Convention signed at Lomé on 8 December 1984 and to prepare the entry into force of the new provisions, and in particular to set up the Governing Board provided for in Article 73 of that Convention ;

Whereas, as provided for in Article 81 (2) of the Second ACP-EEC Convention , now embodied in Article 73(1) of the Third ACP-EEC Convention, the Centre shall be headed by a Director assisted by a Deputy Director, both of whom shall be appointed by the Committee;

Whereas the ACP States have proposed that Dr Isaac Adedayo AKINRELE be appointed to the post of Director of the Centre and the Community has proposed that Mr Jens MOSGÅRD be appointed to the post of Deputy Director of the Centre;

Whereas the authority empowered to sign the contracts of the Director and the Deputy Director of the Centre for the duration of the Convention should be designated ; whereas the Committee on Industrial Co-operation is that authority and whereas its Chairman is therefore in a position to act on behalf of the Centre to appoint the Director and Deputy Director thereof ;

Whereas the ACP-EEC Committee of Ambassadors, at its 19th meeting on 22 February 1985, reached conclusions in this regard,

HAS DECIDED AS FOLLOWS:

Article 1

1. With effect from 15 May 1985, Dr Isaac Adedayo AKINRELE is hereby appointed Director of the Centre for the Development of Industry.
2. With effect from 15 May 1985, Mr Jens MOSGÅRD is hereby appointed Deputy Director of the Centre for the Development of Industry.

Article 2

The Committee on Industrial Co-operation empowers its Chairman and the spokesman of the delegation which will be the next to hold the office of Chairman, in accordance with Article 4 of Decision No 5/81 of the ACP-EEC Council of Ministers, jointly to sign the contracts of the Director and the Deputy Director on behalf of the Centre for the Development of Industry.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addì  
Gedaan te Brussel,

**20. III. 1985**

For Udvalget for industrielt Samarbejde  
Im Namen des Ausschusses für industrielle Zusammenarbeit  
Γιά τήν Έμπροσθή Βιομηχανικής Συνεργασίας  
For the Committee on Industrial co-operation  
Par le Comité de coopération industrielle  
Per il Comitato per la cooperazione industriale  
Voor het Comité voor industriële samenwerking

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le président  
Il Presidente  
De Voorzitter

P. CALAMIA

DECISION No 3/85/CIC  
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION  
of 18 July 1985

on the adjustment of the remuneration  
laid down in Article 3 of Decision No 2/81/CIC  
laying down the conditions of employment of the staff  
of the Centre for Industrial Development

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979, and in particular Articles 81(2) and 188(3)  
thereof,

Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 relating to the transitional  
measures valid from 1 March 1985, and in particular Article 5  
thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of Ministers of 10 April 1981 laying down the statutes and rules of operation of the Centre for Industrial Development, hereinafter referred to as the "Centre", as amended by Decision No 5/84, and in particular Article 7 thereof,

Having regard to Decision No 2/81/CIC of the ACP-EEC Committee on Industrial Co-operation of 2 September 1981 laying down the conditions of employment of the staff of the Centre for Industrial Development, and in particular the third subparagraph of Article 27 thereof,

Whereas under the third subparagraph of Article 27 of Decision No 2/81/CIC the Committee may decide, on a proposal from the Director of the Centre, to adjust the remuneration laid down in Article 3 thereof in order to take account of trends in the cost of living and in purchasing power;

Whereas the Director has submitted proposals for adjustments to take account of the trend in the cost of living in Brussels during the period 1 January 1984 to 30 June 1984 and during the period 1 July 1984 to 31 December 1984;

Whereas, in order to take account of trends both in the cost of living and in purchasing power in Brussels, which is the seat of the Centre, the remuneration of the staff of the Centre should be adjusted by 2,79% with effect from the end of the first of the abovementioned periods and further adjusted by 1,66% with effect from the end of the second of the abovementioned periods,

HAS DECIDED AS FOLLOWS:

Article 1

With effect from 1 July 1984, the remuneration laid down in Article 3 of Decision No 2/81/CIC shall be increased by 24,30%.

Article 2

With effect from 1 January 1985, the remuneration laid down in Article 3 of Decision No 2/81/CIC shall be increased by 26,36%.

Article 3

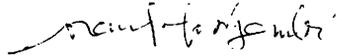
This Decision shall enter into force on the day of its adoption.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

18. VII. 1985

For Udvalget for industrielt Samarbejde  
Im Namen des Ausschusses für industrielle Zusammenarbeit  
Γιά την Έπιτροπή Βιομηχανικής Συνεργασίας  
For the Committee on Industrial co-operation  
Par le Comité de coopération industrielle  
Per il Comitato per la cooperazione industriale  
Voor het Comité voor industriële samenwerking

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter



A. MANGONGO-NZAMBI

DECISION No 4/85/CIC  
OF THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION  
of 18 July 1985

on the appointment of the members of the  
Governing Board of the  
Centre for the Development of Industry

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the second ACP-EEC Convention, signed in Lomé on  
31 December 1979, and in particular Article 81 and 188(3) thereof,

Having regard to Decision No 2/85 of the ACP-EEC Council of  
Ministers of 22 February 1985 on transitional measures valid  
as from 1 March 1985, and in particular Article 5 thereof,

Whereas Article 73(2) of the third ACP-EEC Convention, signed in Lomé on 8 December 1984, hereinafter called the "Convention", provides for a joint Governing Board to advise and back up the director of the Centre and to take decisions concerning the approval of budgets and annual accounts, the establishment of programmes of activities, the approval of the annual report and the establishment of the Centre's organizational structures, staffing policy and establishment plan;

Whereas Article 73(3) of the Convention provides that the Governing Board shall be composed of persons with substantial experience in the private or public industrial and banking sectors or in industrial development planning and promotion, chosen on a personal basis on the grounds of their qualifications from among nationals of the States party to the Convention;

Whereas it is for the Committee, in accordance with the procedures laid down by it, to appoint the members of the Governing Board;

Whereas the Centre's statute, as provided for in Article 73(6) of the Convention, has not yet entered into force;

Whereas Article 5 of Decision No 2/85 of the ACP-EEC Council of Ministers provides that the Committee is authorized to set up the Governing Board during the transitional period;

Whereas at its meeting on 21 June 1985 the ACP-EEC Council of Ministers confirmed the agreement reached in the Committee to the effect that, irrespective of other participants in the proceedings of the Governing Board, the Board will be composed of 24 members, half of whom shall be nationals of Member States of the Community and half nationals of ACP States; whereas, pending the nomination of these 24 members, the Governing Board shall be composed initially of 20 persons, nominated in two equal groups under the same conditions;

Whereas the nominations submitted to date reconcile the principle of representativeness - as defined in the Convention - of economic sectors on the Governing Board with the need for the Board to work efficiently;

Whereas, while the 10 members put forward by the Community may be appointed today, the ACP States have indicated their wish to appoint for the time being the ACP members of the Advisory Council to sit on the Governing Board, subject to appointing other candidates later,

HAS DECIDED AS FOLLOWS:

Article 1

The following are hereby appointed members of the Governing Board of the Centre for the Development of Industry of the third ACP-EEC Convention of Lomé, from the date of adoption of this Decision:

Messrs DE JONGE W.A.  
DELEFORTRIE Michel  
Mrs FLENGA Marina  
Messrs JENSEN Joern B.  
Mc GARVEY Alan  
PEDINI Mario  
ROBERT André  
SALMON Yves  
SHEEHY Morgan  
SIEBEL Ulf R.

The ACP members of the Advisory Council nominated on a proposal of the ACP States

nominated on proposal of  
the Community

Article 2

Upon submission of their names by the ACP States, the Committee shall appoint the ACP members of the Governing Board called upon to sit on that Board in place of the ACP members of the Advisory Council.

The term of office of the ACP members of the Governing Board appointed on the basis of Article 1 shall expire upon such appointment.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

**18. VII. 1985**

For Udvalget for industrielt Samarbejde  
Im Namen des Ausschusses für industrielle Zusammenarbeit  
Γιά τήν Έπιτροπή Βιομηχανικής Συνεργασίας  
For the Committee on Industrial co-operation  
Par le Comité de coopération industrielle  
Per il Comitato per la cooperazione industriale  
Voor het Comité voor industriële samenwerking

Formand  
Der Präsident  
Ο Πρόεδρος  
The President  
Le Président  
Il Presidente  
De Voorzitter

*A. Mangongo-Nzambi*

A. MANGONGO-NZAMBI

DECISION No 5/85/CIC  
OF THE ACP-CEE COMMITTEE ON INDUSTRIAL CO-OPERATION  
OF 20 November 1985

giving a discharge to the Director  
of the Centre for the Development of Industry  
in respect of the implementation of the Centre's budget  
for the financial year 1984

THE ACP-EEC COMMITTEE ON INDUSTRIAL CO-OPÉRATION,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979, and in particular Articles 78 and 81 thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of  
Ministers of 10 April 1981 laying down the statutes and rules of  
operation of the Centre for Industrial Development, hereinafter  
referred to as the "Centre", as amended by Decision No 5/84,

Having regard to Decision No 3/81/CIC of the ACP-EEC Committee on  
Industrial Co-operation of 2 September 1981 adopting the Financial  
Regulation of the Centre,

Having regard to Decision No 2/85 of the ACP-EEC Council of Ministers of 22 February 1985 on transitional measures valid as from 1 March 1985 and in particular Article 5 thereof,

Having regard to the Centre's balance sheet for the financial year 1984, drawn up on 31 December 1984,

Having regard to the Auditors' Report on the accounts for the financial year 1984,

Having noted the replies given by the Director to the comments made by the Auditors,

Whereas it is for the Committee to give a discharge to the Director in respect of the implementation of the Centre's budget;

Whereas revenue for the financial year 1984 consisted principally of a contribution from the European Development Fund amounting to 5 579 603 ECU;

Whereas the Director's overall implementation of the Centre's budget during the financial year 1984 was such that he should be given a discharge in respect of the implementation of this budget,

HAS DECIDED AS FOLLOWS:

Article 1

The ACP-EEC Committee on Industrial Co-operation hereby adopts the balance sheet of the Centre as at 31 December 1984, showing the amount of 17 872 667 ECU for both revenue and expenditure.

Article 2

The Committee hereby gives a discharge to the Director of the Centre in respect of the implementation of the Centre's budget for the financial year 1984.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addì  
Gedaan te Brussel,

20. XI. 1985.

For Udvalget for industrielt Samarbejde  
Im Namen des Ausschusses für industrielle Zusammenarbeit  
Για τήν Έπιτροπή Βιομηχανικής Συνεργασίας  
For the Committee on Industrial co-operation  
Par le Comité de coopération industrielle  
Per il Comitato per la cooperazione industriale  
Voor het Comité voor industriële samenwerking

Formænd  
Die Präsidenten  
Οι Πρόεδροι  
The Chairmen  
Les Présidents  
I Presidenti  
De Voorzitters

(s.) Jean A. WELTER

I. - ACP-EEC ACTS

5. ACTS OF THE CUSTOMS CO-OPERATION COMMITTEE



DECISION NO 1/85  
OF THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE  
of 7 JUN 1985

derogating from the definition of the concept of  
originating products to take into account the special situation  
of Jamaica with regard to tufted carpets  
falling within heading No 58.02 of the Common Customs Tariff

THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE,

Having regard to the Second ACP-EEC Convention, signed at Lomé on  
31 October 1979,

Having regard to Council Regulation (EEC) No 485/85 of  
26 February 1985 concerning the application of Decision No 2/85  
of the ACP-EEC Council of Ministers on transitional measures  
valid from 1 March 1985 <sup>(1)</sup>,

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<sup>(1)</sup> OJ No L 61, 1.3.1985, p. 1.

Whereas Article 30 of Protocol 1 to the Third ACP-EEC Convention, signed at Lomé on 8 December 1984, concerning the definition of the concept of originating products and methods of administrative co-operation, provides that derogations from the rules of origin may be made, in particular where the development of existing industries or the creation of new industries would be facilitated thereby;

Whereas Article 4 of Decision No 2/85 <sup>(2)</sup> states that the provisions concerning the procedure for derogating from the rules of origin, contained in Article 30 of Protocol No 1 to the Third ACP-EEC Convention, shall be applied in advance,

Whereas, to preserve its carpet industry and in order to allow it to take the necessary steps in order to obtain originating status for its finished products, Jamaica benefited from 3 October 1984 to 28 February 1985 from a derogation from the definition of the concept of "originating products", contained in Protocol No 1 to the Second ACP-EEC Convention, for tufted carpets;

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<sup>(1)</sup> OJ No L 61, 1.3.1985, p.1.

Whereas the duration of this derogation has not been sufficient to permit the Jamaican industry concerned to adapt its production to the conditions required for the acquisition of origin by the Second ACP-EEC Convention; whereas, as a result, the provisions necessary to give a continued derogation should be adopted;

Whereas, in these circumstances, a temporary derogation from the definition of the concept of originating products should be granted to Jamaica until 2 October 1986,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from the special provisions of List A of Annex II to Protocol 1 to the Second ACP-EEC Convention, tufted carpets falling within subheading 58.02 A II a) of the Common Customs Tariff, manufactured in Jamaica, in the production of which non-originating backing falling within heading No 51.04 or 57.10 of the Common Customs Tariff is used, shall be considered as originating in Jamaica provided that the other conditions applicable to heading No 58.02 are respected.

Article 2

The derogation referred to in Article 1 shall be in respect of a quantity of 220 000 square yards of tufted carpets exported from Jamaica between 1 March 1985 and 2 October 1986.

Article 3

The Jamaican authorities shall take the steps necessary to check the quantities of exports of products referred to in Article 1 and shall forward to the Commission every three months a statement of the quantities in respect of which EUR 1 movement certificates have been issued pursuant to this Decision.

Article 4

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 5

This Decision shall enter into force on the day on which it is adopted.

However, it shall cease to apply on 28 February 1986 if the Third ACP-EEC Convention has not entered into force by that date.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addì  
Gedaan te Brussel,

Ε. 7. VI. 1985

På Toldsamarbejdsudvalgets vegne  
Im Namen des Ausschusses für Zusammenarbeit im Zollwesen  
Από την Επιτροπή Τελωνειακής Συνεργασίας  
For the Customs Co-operation Committee  
Par le Comité de Coopération douanière  
Per il Comitato di cooperazione doganale  
Voor het Comité voor douanesamenwerking

Formænd  
Die Präsidenten  
Οι Πρόεδροι  
The Chairmen  
Les Présidents  
I Presidenti  
De Voorzitters

F. KLEIN

Rudolph JOHNSON



DECISION No 2/85  
OF THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE  
of 7 JUIN 1985

derogating from the definition of originating products, as regards certain fishery items, in order to take account of the special situation of Malawi, Kenya and Mauritius

THE CUSTOMS CO-OPERATION COMMITTEE,

Having regard to the second ACP-EEC Convention signed at Lomé on 31 October 1979,

Having regard to Council Regulation (EEC) No 485/85 of 26 February 1985 concerning the application of Decision No 2/85 of the ACP-EEC Council of Ministers on transitional measures valid from 1 March 1985 <sup>(1)</sup>,

Having regard to the draft Decision submitted by the Commission,

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<sup>(1)</sup> OJ No L 61, 1.3.1985, p. 1.

Whereas Article 4 of the said Decision No 2/85 lays down that the provisions concerning the procedure for derogating from the rules of origin contained in Article 30 of Protocol 1 to the third ACP-EEC Convention signed at Lomé on 8 December 1984 are to be applied in advance;

Whereas the ACP States have requested a derogation from the definition given in Protocol 1 for certain fishery items falling within Common Customs Tariff heading ex 97.07 and manufactured in Malawi, Kenya and Mauritius;

Whereas Malawi and Kenya benefited from a derogation from the abovementioned definition in respect of fishery items from 1 March 1983 to 28 February 1985 and Mauritius from 1 January 1984 to 28 February 1985;

Whereas the economic conditions of production in the abovementioned countries have not changed;

Whereas the definition in Protocol 1 to the third ACP-EEC Convention introduced a permanent new rule allowing the incorporation in certain fishery items of up to 25% non-originating products;

Whereas, therefore, Malawi, Kenya and Mauritius should be granted a temporary derogation from the definition of the concept of originating products,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from Protocol 1 to the second ACP-EEC Convention, mounted fish-hooks with artificial bait and mounted fishing lines including casts, manufactured in Malawi, Kenya or Mauritius and falling within Common Customs Tariff heading ex 97.07, shall be considered as originating in Malawi, Kenya or Mauritius, provided that the value of the non-originating products used in their manufacture and falling within Common Customs Tariff heading ex 97.07 does not exceed 25% of the value of the finished product.

Article 2

The competent authorities of the Republic of Malawi, the Republic of Kenya and Mauritius shall send to the Commission each quarter a list of the quantities for which EUR 1 movement certificates have been issued under this Decision.

Article 3

The ACP States and the Member States of the Community shall take the respective measures necessary to implement this Decision.

Article 4

This Decision shall enter into force on the date of its adoption.

It shall apply from 1 March 1985 until the entry into force of the third ACP-EEC Convention but until 28 February 1986 at the latest.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel.

7. VI.1985

På Toldsamarbejdsudvalgets vegne  
Im Namen des Ausschusses für Zusammenarbeit im Zollwesen  
Από την Επιτροπή Τελωνειακής Συνεργασίας  
For the Customs Co-operation Committee  
Par le Comité de Coopération douanière  
Per il Comitato di cooperazione doganale  
Voor het Comité voor douanesamenwerking

Formænd  
Die Präsidenten  
Οι Πρόεδροι  
The Chairmen  
Les Présidents  
I Presidenti  
De Voorzitters

F. KLEIN

Maurice Oscar St JOHN



DECISION No 3 /85  
OF THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE  
of **16. VII. 1985**

derogating from the definition of the concept  
of "originating products" to take account of the  
special situation of Mauritius  
with regard to its production of canned tuna

THE ACP-EEC CUSTOMS CO-OPERATION COMMITTEE,

Having regard to the Second ACP-EEC Convention, signed at Lomé  
on 31 October 1979,

Having regard to Council Regulation (EEC) No 485/85 of  
26 February 1985 concerning the application of Decision No 2/85  
of the ACP-EEC Council of Ministers on transitional measures  
valid from 1 March 1985 <sup>(1)</sup>,

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<sup>(1)</sup> OJ No L 61, 1.3.1985, p. 1.

Whereas Decision No 2/85 states in Article 4 that the provisions concerning the procedure for derogating from the rules of origin contained in Article 30 of Protocol 1 to the Third ACP-EEC Convention, signed in Lomé on 8 December 1984, are to be applied in advance as from 1 March 1985;

Whereas Article 30 of Protocol 1 to the Third ACP-EEC Convention concerning the definition of the concept of originating products and methods of administrative co-operation makes provision for derogations to be made from the rules of origin by the Customs Co-operation Committee, in particular to facilitate the development of existing industries or the creation of new industries;

Whereas the African, Caribbean and Pacific (ACP) States have submitted a request from the Government of Mauritius for a derogation from the definition set out in Protocol 1 in respect of canned tuna produced by Mauritius;

Whereas, in order to maintain its existing fishery industry and to take the measures necessary for its finished products to obtain originating status, Mauritius has from 1 August 1984 to 28 February 1985 benefited from a derogation from the definition set out in Protocol 1 for canned tuna;

Whereas Mauritius has already purchased a vessel with a view to supplying the canneries with raw fish for its production of canned tuna;

Whereas this vessel, while increasing its catches steadily, is not in a position to supply sufficient quantities of tuna fish for the canneries; whereas the undertaking concerned intends making use of a second fishing vessel within the coming years if experience shows that further supplies of originating fish cannot be guaranteed;

Whereas Mauritius has been unable to obtain sufficient supplies of fish originating in other ACP States; whereas the Mauritius canning industry therefore continues to be dependent upon supplies of tuna fish from third countries in order to continue its exports of canned tuna to the Community;

Whereas it is possible for Mauritius to meet its tuna fish requirements for the canneries through supplies from other developing countries; whereas, pursuant to Article 30(5) of Protocol 1, the examination of a request for a derogation should in particular take into account such a possibility;

Whereas in these circumstances a temporary derogation from the definition of the concept of originating products should be accorded to Mauritius in accordance with Article 30(8) of Protocol 1,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from the special provisions of List A in Annex II to Protocol 1, canned tuna falling within heading No ex 16.04 of the Common Customs Tariff, manufactured in Mauritius from tuna originating in other developing countries shall be considered as originating in Mauritius under the conditions set out in this Decision.

Article 2

The derogation provided for in Article 1 shall relate to an annual quantity of 1 000 tonnes of canned tuna falling within heading No ex 16.04 of the Common Customs Tariff and exported from Mauritius between 1 March 1985 and 29 February 1988.

Article 3

The competent authorities of Mauritius shall take the necessary steps to ensure that the tuna used in the manufacture of the canned tuna referred to in Article 1 originates in other developing countries. These authorities shall also carry out quantitative checks on exports of the products referred to in Article 2 and shall forward to the Commission every three months a statement of the quantities in respect of which movement certificates EUR 1 have been issued on the basis of this Decision.

Article 4

The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Article 5

This Decision shall enter into force on the day of its adoption.

It shall apply from 1 March 1985. It shall cease to apply on 28 February 1986 if the Third ACP-EEC Convention has not entered into force by that date.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel.

16.VII.1985

På Toldsamarbejdsudvalgets vegne  
Im Namen des Ausschusses für Zusammenarbeit im Zollwesen  
Από την Έπιτροπή Τελωνειακής Συνεργασίας  
For the Customs Co-operation Committee  
Par le Comité de Coopération douanière  
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Formænd  
Die Präsidenten  
Οι Πρόεδροι  
The Chairmen  
Les Présidents  
I Presidenti  
De Voorzitters

F.KLEIN

J. Rudolpg JOHNSON

II. - TRANSITIONAL MEASURES



DECISION No 2 /85  
OF THE ACP-EEC COUNCIL OF MINISTERS  
of 22. II. 1985  
on transitional measures  
valid as from 1 March 1985 (\*)

THE ACP-EEC COMMITTEE OF AMBASSADORS,

Having regard to the second ACP-EEC Convention signed at Lomé on 31 October 1979, and in particular Article 188(3) thereof,

Having regard to Decision No 7/84 of the ACP-EEC Council of Ministers of 19 December 1984 delegating powers to the ACP-EEC Committee of Ambassadors in connection with the adoption of transitional measures upon expiry of the second ACP-EEC Convention,

Having regard to the Agreement on products within the province of the European Coal and Steel Community signed in Lomé on 31 October 1979,

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(\*) See implementing regulation, p. 161 of this compilation of texts.

Whereas appropriate transitional measures, to apply until the entry into force of the Third ACP-EEC Convention, signed at Lomé on 8 December 1984, should be adopted to maintain in force the relevant provisions of the Second ACP-EEC Convention,

HAS DECIDED AS FOLLOWS:

Article 1

The following provisions and the acts adopted pursuant thereto shall remain applicable after 28 February 1985 until the entry into force of new provisions relating to the same areas, and until 28 February 1986 at the latest, unless an extension is decided by common accord;

(1) as regards the Second ACP-EEC Convention:

- (a) subject to Article 4 of this Decision, the provisions on trade co-operation in Title I and Protocol No 1;
- (b) subject to the second paragraph of Article 8 of this Decision, the provisions on the export earnings stabilization system in Chapter 1 of Title II;
- (c) the provisions on mineral products in Title III; however, requests for financial aid pursuant to Chapter 1 of Title III must be submitted not later than 31 October 1985;

- (d) the provisions on investments in Title IV;
  - (e) the provisions on industrial co-operation in Title V;
  - (f) the provisions on agricultural co-operation in Title VI;
  - (g) the provisions on financial and technical co-operation in Title VII;
  - (h) the provisions on the least developed, landlocked and island ACP States in Title VIII;
  - (i) the provisions relating to payments and capital movements, establishment and services in Title IX;
  - (j) the general and final provisions in Articles 179, 180, 184, 185, 186, 188(3), 189, 190, 191 and in Protocol No 3.
- (2) the Agreement on products within the province of the European Coal and Steel Community signed at Lomé on 31 October 1979.

#### Article 2

From 1 March 1985 until the entry into force of the new provisions on the same subject and not later than 28 February 1986 unless an extension is decided by common accord, the provisions on trade co-operation in Chapters 1 and 2 of Title I, of the Second ACP-EEC Convention and those of Protocol No 1 annexed to that Convention shall apply between the Community and any new ACP State signatory to the Third ACP-EEC Convention.

Article 3

The provisions on institutions in Articles 22, 23, 24 and 25 of the Third ACP-EEC Convention signed on 8 December 1984, those in Part Four of the said Convention, in Protocol No 2 annexed thereto, the provisions in Article 284 of that Convention concerning the procedure to be followed when a State accedes to the Community and the provisions in Annexes I and IX of the Final Act of that Convention shall be applicable in advance from 1 March 1985, except for the third paragraph of Annex IX and the joint declaration on Article 2 of Protocol No 2 contained in Annex XXXI.

Article 4

The provisions concerning the procedure for derogating from the rules of origin, contained in Article 30 of Protocol No 1 to the Third ACP-EEC Convention, shall be applied in advance as from 1 March 1985.

However, requests that have at present already been lodged shall be examined in accordance with the procedures of the Second Convention.

Article 5

The Committee on Industrial Co-operation is hereby authorized to exercise the powers necessary to ensure the continued operation of the Centre for the Development of Industry until the entry into force of the Third ACP-EEC Convention and to prepare the entry into force of the new provisions, and in particular to set up the Governing Board provided for in Article 73 of that Convention.

Article 6

Under the authority of the Committee of Ambassadors the Subcommittee on Co-operation for Agricultural and Rural Development shall exercise the powers necessary to ensure the continued operation of the Technical Centre for Agricultural and Rural Co-operation until the entry into force of the Third ACP-EEC Convention and to prepare for the introduction of new provisions, and in particular to set up the Advisory Committee provided for in Article 37(6) thereof.

Article 7

Article 47 of the Third ACP-EEC Convention relating to the Agricultural Commodities Committee shall apply as from 1 March 1985.

Article 8

The export earnings stabilization system under the Second ACP-EEC Convention shall continue to be implemented as provided for in that Convention.

Article 35 of the said Convention shall continue to apply, except for the duration thereof, which shall be extended until the Third ACP-EEC Convention enters into force.

The new provisions in Article 160 of the Third ACP-EEC Convention, on the method of calculating the transfer bases in ECU, shall be applied in advance for the 1984 year of application.

Article 9

Financial and technical co-operation and the system providing aid for mining projects and programmes under the Second ACP-EEC Convention shall continue to be implemented as provided for in that Convention.

In accordance with Article 137(3)(c) and by way of derogation from Article 154 of the Second ACP-EEC Convention, the Community is hereby authorized to continue fulfilling its commitments in respect of emergency aid and risk capital until the Third ACP-EEC Convention enters into force.

In order that the Council of Ministers may take the decision provided for in Article 51(2) of the Second ACP-EEC Convention concerning the allocation of any balances remaining from the overall amount of the special financing facility with all the necessary information to hand, the time-limit set in that Article shall be extended until 28 February 1986. However, the appraisal of requests pending may be completed.

Article 10

The ACP States, the Member States and the Community shall, each to the extent concerned, take the measures necessary to implement this Decision.

Article 11

This Decision shall enter into force on 1 March 1985.

Udfærdiget i Bruxelles, den  
Geschehen zu Brüssel am  
Έγινε στις Βρυξέλλες, στις  
Done at Brussels,  
Fait à Bruxelles, le  
Fatto a Bruxelles, addi  
Gedaan te Brussel,

22. 11. 1985

For AVS-EØF Ministerrådets vegne  
Für den AKP-EWG-Ministerrat  
Γιά το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ  
For the ACP-EEC Council of Ministers  
Pour le Conseil des Ministres ACP-CEE  
Per il Consiglio dei Ministri ACP-CEE  
Voor de ACS-EEG-Raad van Ministers

På AVS-EØF-Ambassadørudvalgets vegne  
Im Namen des AKP-EWG-Botschafterausschusses  
Γιά την Επιτροπή των Πρέσβων ΑΚΕ-ΕΟΚ  
For the ACP-EEC Committee of Ambassadors  
Par le Comité des Ambassadeurs ACP-CEE  
Per il Comitato degli Ambasciatori ACP-CEE  
Voor het ACS-EEG-Comité van Ambassadeurs

Formanden  
Der Präsident  
Ο Πρόεδρος  
The President  
Le président  
Il Presidente  
De Voorzitter

(s.) P. CALAMIA

COUNCIL REGULATION (EEC) No 485/85

of 26 February 1985

concerning the application of Decision No 2/85 of the ACP-EEC Council of Ministers on transitional measures valid from 1 March 1985 (\*)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 113 and 235 thereof,

Having regard to the proposal from the Commission <sup>(1)</sup>,

Having regard to the opinion of the European Parliament <sup>(2)</sup>,

Whereas the second ACP-EEC Convention, signed at Lomé on 31 October 1979, expires on 28 February 1985;

Whereas the third ACP-EEC Convention, signed at Lomé on 8 December 1984, cannot enter into force on that date;

Whereas the Committee of Ambassadors established by the second ACP-EEC Convention has adopted, under the powers delegated to it by Decision No 7/84 of the ACP-EEC Council of Ministers and pursuant to Article 188 (3) of the said Convention, the transitional

measures valid from 1 March 1985 until the third ACP-EEC Convention enters into force;

Whereas the measures required to implement that Decision should be taken,

HAS ADOPTED THIS REGULATION:

*Article 1*

Decision No 2/85 of the ACP-EEC Council of Ministers, annexed to this Regulation, shall apply in the Community with effect from 1 March 1985 until the entry into force of the third ACP-EEC Convention and no later than 28 February 1986, without prejudice to more favourable autonomous provisions to be adopted by the Community in respect of imports of ACP products.

*Article 2*

This Regulation shall enter into force on 1 March 1985.

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

Done at Brussels, 26 February 1985.

*For the Council*

*The President*

F. PANDOLFI

(1) OJ No C 42, 14. 2. 1985, p. 4.

(2) Opinion delivered on 15 February 1985 (not yet published in the Official Journal).

(\*) See Decision No 2/85 of the Council of Ministers, p. 153 of this compilation of texts.



III. - COMMUNITY ACTS RELATING TO  
THE APPLICATION OF THE LOME CONVENTION

B. TRADE



COUNCIL REGULATION (EEC) No 486/85

of 26 February 1985

on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

to third countries benefiting from the most-favoured-nation clause for the same products;

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Whereas Article 130 (2) of the third ACP-EEC Convention lays down that the arrangements referred to under paragraph (2) (a) shall enter into force at the same time as the Convention and shall remain applicable for its duration;

Having regard to Council Regulation (EEC) No 3033/80 of 11 November 1980 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products <sup>(1)</sup>, and in particular Article 12 thereof,

Whereas the Community has agreed to apply autonomously to the ACP States signatories to the Convention the arrangements set out in Article 130 (2) (a) of the Convention, on trade in agricultural products and foodstuffs, as from 1 March 1985, that is to say before the Convention enters into force;

Having regard to the proposal from the Commission <sup>(2)</sup>,

Having regard to the opinion of the European Parliament <sup>(3)</sup>,

Whereas the Regulations on the common organization of the markets in the sectors concerned establish trade arrangements with third countries;

Whereas the third ACP-EEC Convention was signed at Lomé on 8 December 1984;

Whereas Article 130 (2) (a) of the Convention lays down that products originating in the ACP States and:

Whereas, for the purposes of this Regulation, the concept of import duties shall be that set out in Article 1 (2) (a) of Regulation (EEC) No 918/83 <sup>(\*)</sup>;

- listed in Annex II to the Treaty, when they come under a common organization of the market within the meaning of Article 40 of the Treaty, or
- subject, on importation into the Community, to specific rules introduced as a result of the implementation of the common agricultural policy,

Whereas, on the one hand, these trade arrangements provide for, on the import of a number of products, only the application of customs duties; whereas on the other hand, these arrangements involve the application of customs duties and import levies on beef and veal, sheepmeat and goatmeat, and on products processed from fruit and vegetables, the charging of levies in respect of cereals, rice and products processed from cereals and rice, the charging of an *ad valorem* duty and a variable component on certain goods resulting from the processing of agricultural products, the application of customs duties and other measures in respect of imports of fishery products, certain fruit and vegetables, and oils and fats; whereas the obligations of the Community towards the ACP States under Article 130 (2) (a) of the third ACP-EEC Convention may be fulfilled by granting total or partial exemption from import duties for the products in question where they originate in the ACP States;

shall be imported into the Community, notwithstanding the general arrangements applied in respect of third countries, in accordance with the following provisions:

- (i) products for which Community provisions in force at the time of import do not provide, apart from customs duties, for the application of any other measure relating to their import, shall be imported free of customs duties;
- (ii) for products other than those referred to under (i), the Community shall take the necessary measures to ensure more favourable treatment than that applied

<sup>(1)</sup> OJ No L 323, 29. 11. 1980, p. 1.

<sup>(2)</sup> OJ No C 36, 8. 2. 1985, p. 3.

<sup>(3)</sup> Opinion delivered on 15 February 1985 (not yet published in the Official Journal).

<sup>(\*)</sup> OJ No L 105, 23. 4. 1983, p. 1.

Whereas it should be specified that the advantages resulting from Article 130 (2) (a) of the third ACP-EEC Convention are accorded only to originating products within the meaning of Protocol 1 concerning the definition of the concept of originating products and methods of administrative cooperation, annexed to the second ACP-EEC Convention signed at Lomé on 31 October 1979 <sup>(1)</sup>, certain provisions of which have been extended by Regulation (EEC) No 485/85 <sup>(2)</sup>;

Whereas, upon entry into force of the third ACP-EEC Convention, Protocol 1 annexed thereto will become applicable in respect of the rules of origin;

Whereas, furthermore, these advantages should be combined with certain conditions and limited to certain annual and multiannual quantities on a case-by-case basis;

Whereas there have traditionally been trade flows from the ACP States to the French overseas departments; whereas measures should therefore be introduced to encourage the importation of certain products originating in the ACP States into these French overseas departments to cover local consumption requirements, including consumption following processing; whereas provision should be made for altering the arrangements governing access to the markets in products originating in the ACP States referred to in Article 130 (2) of the third ACP-EEC Convention, particularly in the light of the said departments' economic development requirements;

Whereas it should be stipulated that the safeguard clauses provided for in the Regulations on the common organization of the agricultural markets and in specific rules introduced as a result of the implementation of the common agricultural policy are applicable; whereas by virtue of the transitional application of certain provisions of the second ACP-EEC Convention, Article 12 (1) of that Convention is applicable and will be replaced by Article 139 (1) of the third ACP-EEC Convention once it enters into force; whereas the said provisions of the second ACP-EEC Convention are complementary to and are implemented in accordance with Council Regulation (EEC) No 1470/80 of 9 June 1980 on the safeguard measures provided for in the second ACP-EEC Convention <sup>(3)</sup>, which continues to

apply during the transitional period, and in accordance with the Regulation which will replace it during the period of application of the third ACP-EEC Convention;

Whereas the association of the Community with the overseas countries and territories, hereinafter referred to as 'the countries and territories', is governed by Decision 80/1186/EEC <sup>(4)</sup>, as last amended by Decision 85/159/EEC <sup>(5)</sup>, in respect of the import arrangements for agricultural products and certain goods resulting from the processing of agricultural products and in respect of the rules of origin, with its safeguard clauses applying as complementary measures; whereas, upon the entry into force of a new Decision, the provisions which it lays down will be applicable;

Whereas fishery products are subject to the provisions of Article 1 of the Protocol on special arrangements for Greenland, annexed to the Treaty amending, with regard to Greenland, the Treaties establishing the European Communities, signed on 13 March 1984 <sup>(6)</sup>, and to those of Council Regulation (EEC) No 225/85 of 29 January 1985 laying down certain specific measures in connection with the special arrangements on fisheries applicable to Greenland <sup>(7)</sup>;

Whereas, as far as the importation into the overseas departments, of rice originating in the ACP States is concerned, the arrangements provided for in Article 21 of Regulation (EEC) No 435/80 <sup>(8)</sup>, as extended by Regulation (EEC) No 3486/80 <sup>(9)</sup>, should remain applicable until 30 June 1985,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. This Regulation shall apply to products originating in the ACP States listed in Annex I or in the countries and territories listed in Annex II.

2. The rules of origin applicable to such of these products as are imported from the ACP States or the

<sup>(1)</sup> OJ No L 347, 22. 12. 1980, p. 1.

<sup>(2)</sup> See page 1 of this Official Journal.

<sup>(3)</sup> OJ No L 147, 13. 6. 1980, p. 4.

<sup>(4)</sup> OJ No L 361, 31. 12. 1980, p. 1.

<sup>(5)</sup> See p. 25 of this Official Journal.

<sup>(6)</sup> OJ No L 29, 1. 2. 1985, p. 1.

<sup>(7)</sup> OJ No L 29, 1. 2. 1985, p. 18.

<sup>(8)</sup> OJ No L 55, 28. 2. 1980, p. 4.

<sup>(9)</sup> OJ No L 365, 31. 12. 1980, p. 2.

countries and territories shall be respectively those set out in Protocol 1 annexed to the second ACP-EEC Convention and those in Annex II to Decision 80/1186/EEC. These provisions shall cease with effect from the entry into force of the similar rules contained in the third ACP-EEC Convention and in the Decision to be taken on the association of the countries and territories.

3. Should there be a change in the status of the countries and territories listed in Annex II, the list of States, countries and territories referred to in Annexes I and II shall be adapted accordingly by the Commission.

TITLE I

Beef and veal

Article 2

The products of the beef and veal sector referred to in Article 1 of Regulation (EEC) No 805/68 <sup>(1)</sup> shall be imported free of customs duties.

Article 3

Where, in the course of a year, imports into the Community of products falling within subheadings 02.01 A II and 16.02 B III b) 1 aa) of the Common Customs Tariff originating in an ACP State or country or territory, exceed a quantity equivalent to imports into the Community during the year, between 1969 and 1974, in which Community imports of products of that origin were highest, plus an annual growth rate of 7 %, exemption from customs duties on the products of that origin shall be partially or totally suspended in accordance with the procedure laid down in Article 22.

In that event the Commission shall report to the Council which, acting by a qualified majority on a proposal from the Commission, shall determine the arrangements to be applied to the imports in question.

Article 4

1. Within the country-by-country and overall limits referred to in Article 5, import duties, other than customs duties, applied to products originating in the ACP States and referred to in Article 1 (a) of Regulation (EEC) No 805/68 shall be reduced by an amount to be fixed quarterly by the Commission and corresponding

to 90 % of the average import duties applicable during a reference period.

2. Paragraph 1 shall apply only to imports for which the importer provides proof that an export charge of an amount equivalent to the reduction referred to in the said paragraph has been collected by the exporting country.

Article 5

1. The reduction in import duties provided for in Article 4 shall, on a country-by-country basis per calendar year, cover the following quantities expressed in terms of boned or boneless meat:

Botswana	18 916 tonnes
Kenya	142 tonnes
Madagascar	7 579 tonnes
Swaziland	3 363 tonnes
Zimbabwe	8 100 tonnes

2. The reduction applies to 30 000 tonnes, from which are taken the quantities exported by the countries in question, up to the limit of the annual quotas indicated above.

If deliveries do not exceed this amount, the procedure provided for under paragraph 4 shall apply.

3. After this quantity has been used up, the reduction shall apply automatically to the quantities imported from the same countries, taken from a further quantity of 8 100 tonnes, up to the limit of the annual quotas indicated above.

4. If any ACP State is not able to supply its annual quota as set out in paragraph 1, a decision may be taken at its request, submitted in the course of a year, and in accordance with the procedure referred to in Article 22, to allocate the quantities laid down in paragraph 1 differently between the other States concerned, up to a limit of 30 000 tonnes, for the same or the following year.

TITLE II

Sheepmeat and goatmeat

Article 6

1. The products referred to in Article 1 of Regulation (EEC) No 1837/80 <sup>(2)</sup> shall be imported free of customs duties.

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 24.

<sup>(2)</sup> OJ No L 183, 16. 7. 1980, p. 1.

2. No levy shall be applied to imports of the following products, specified in Article 1 (a) of Regulation (EEC) No 1837/80:

- live sheep and goats, other than pure-bred breeding animals, falling within subheading 01.04 B of the Common Customs Tariff,
- meat of sheep and goats, fresh, chilled or frozen, falling within subheading 02.01 A IV of the Common Customs Tariff, other than that of domestic sheep,
- meat of sheep and goats, salted, in brine, dried or smoked, falling within subheading 02.06 C II a) of the Common Customs Tariff, other than that of domestic sheep.

TITLE III

Fisheries

Article 7

Without prejudice to the conditions laid down in Article 1 of the Protocol on special arrangements for Greenland, and to the decisions which may be taken pursuant to Regulation (EEC) No 225/85 as regards fisheries products originating in Greenland, the fisheries products specified in Article 1 of Regulation (EEC) No 3796/81<sup>(1)</sup>, shall be imported free of customs duties.

TITLE IV

Oils and fats

Article 8

The oil and fat products referred to in Article 1 (2) (a) and (b) of Regulation No 136/66/EEC<sup>(2)</sup>, shall be imported free of customs duties.

TITLE V

Cereals

Article 9

1. The levy applicable to imports of maize falling within subheading 10.05 B of the Common Customs Tariff shall be that fixed in accordance with Article 13

of Regulation (EEC) No 2727/75<sup>(3)</sup>, reduced by 1,81 ECU per tonne.

2. The levy applicable to imports of millet falling within subheading 10.07 B of the Common Customs Tariff and of grain sorghum falling within subheading 10.07 C of the Common Customs Tariff shall be that fixed in accordance with Article 13 of Regulation (EEC) No 2727/75, reduced by 50 %.

TITLE VI

Rice

Article 10

1. Within the limits of the quantities laid down in Article 11, the levy applicable to imports of rice falling within subheading 10.06 B of the Common Customs Tariff shall be equal, per 1 000 kilograms of product, to the levy applicable to imports of rice from third countries, reduced as follows:

- (a) in the case of paddy rice falling within subheading 10.06 B I a) of the Common Customs Tariff:
  - by 50 %, and
  - by 3,6 ECU;
- (b) in the case of husked rice falling within subheading 10.06 B I b) of the Common Customs Tariff:
  - by 50 %, and
  - by 3,6 ECU;
- (c) in the case of semi-milled rice falling within subheading 10.06 B II a) of the Common Customs Tariff:
  - by the amount for the protection of the industry referred to in Article 14 (3) of Regulation (EEC) No 1418/76<sup>(4)</sup>, converted by reference to the conversion rate between milled rice and semi-milled rice referred to in the third indent of Article 19 (a) of that Regulation
  - by 50 % of the levy thus reduced, and
  - by 5,4 ECU;
- (d) in the case of wholly-milled rice falling within subheading 10.06 B II b) of the Common Customs Tariff:
  - by the amount for the protection of the industry referred to in Article 14 (3) of Regulation (EEC) No 1418/76,
  - by 50 % of the levy thus reduced, and
  - by 5,4 ECU;

(1) OJ No L 379, 31. 12. 1981, p. 1.

(2) OJ No 172, 30. 9. 1966, p. 3025/66.

(3) OJ No L 281, 1. 11. 1975, p. 1.

(4) OJ No L 166, 25. 6. 1976, p. 1.

(e) in the case of broken rice falling within subheading 10.06 B III of the Common Customs Tariff:

- by 50 %, and
- by 3,0 ECU

2. Paragraph 1 shall apply only to imports for which the importer provides proof that an export charge of an amount equivalent to the reduction referred to in the said paragraph has been collected by the exporting country.

*Article 11*

1. The reduction in the levy provided for in Article 10 shall be subject, per calendar year, to a maximum, expressed as husked rice, of 122 000 tonnes of rice falling within subheadings 10.06 B I and B II of the Common Customs Tariff and 17 000 tonnes of broken rice falling within subheading 10.06 B III of the Common Customs Tariff.

Quantities of rice at other stages of processing than husked rice shall be converted at the rates laid down in Article 1 of Regulation No 467/67/EEC <sup>(1)</sup>.

2. Depending on the dates of entry into force and expiry of this Regulation, the quantities provided for in paragraph 1, expressed per calendar year, shall be calculated *pro rata temporis*.

3. The Commission shall suspend the application of Article 10 for the remainder of the year if it finds during the current year that imports under the above provisions have reached the levels referred to in paragraph 1.

TITLE VII

Products processed from cereals and rice

*Article 12*

1. The fixed component of the levy or the customs duty applicable to imports of the products listed in Annex A to Regulation (EEC) No 2727/75 and the products listed in Article 1 (1) (c) of Regulation (EEC) No 1418/76 shall not be charged on any of those products.

2. The variable component shall be reduced:

- by 1,81 ECU per 1 000 kilograms for products falling within subheading 07.06 A of the Common Customs Tariff, excluding arrowroot,
- 3,63 ECU per 1 000 kilograms for products falling within subheading 11.04 C of the Common Customs Tariff, excluding flour and meal of arrowroot,
- by 50 % for products falling within subheading 11.08 A V of the Common Customs Tariff, excluding arrowroot starch.

3. The variable component of the levy shall not be charged in respect of imports of:

- arrowroot falling within subheading 07.06 A of the Common Customs Tariff,
- flour and meal of arrowroot falling within subheading 11.04 C of the Common Customs Tariff,
- arrowroot starch falling within subheading 11.08 A V of the Common Customs Tariff.

<sup>(1)</sup> OJ No 204, 24. 8. 1967, p. 1.

TITLE VIII  
Fruit and vegetables

Article 13

1. The products listed below shall be imported free of customs duties:

CCT heading No	Description
07.01	Vegetables, fresh or chilled: F. Leguminous vegetables, shelled or unshelled G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots: ex IV. Other: — Radishes ( <i>Raphanus sativus</i> ), known as 'Mooli' S. Sweet peppers T. Other
08.02	Citrus fruit, fresh or dried: D. Grapefruit E. Other
08.08	Berries, fresh: E. Papaws F. Other: ex II. Passion fruit
08.09	Other fruit, fresh

2. Subject to the special provisions laid down in paragraph 3, customs duties shall be reduced as follows for the products listed below:

CCT heading No	Description	Rate of reduction
07.01	Vegetables, fresh or chilled: G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots: ex II. Carrots and turnips: — Carrots, from 1 January to 31 March	40 %

CCT heading No	Description	Rate of reduction
07.01 (cont'd)	ex H. Onions, shallots and garlic: — Onions, from 15 February to 15 May  ex K. Asparagus: — From 15 August to 31 January  M. Tomatoes: ex I. From 1 November to 14 May (from 15 November to 30 April (within the annual limit of a Community tariff quota of 2 000 tonnes))  Q. Mushrooms and truffles: IV. Other	60 %           40 %           60 %           40 %
08.02	Citrus fruit, fresh or dried:  A. Oranges  B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids	80 %   80 %
08.08	Berries, fresh:  A. Strawberries  ex II. From 1 August to 30 April (from 1 November to the end of February within the annual limit of a Community tariff quota of 700 tonnes)	60 %

3. Imports of carrots falling within subheading ex 07.01 G II of the Common Customs Tariff and of onions falling within subheading ex 07.01 H of the Common Customs Tariff at the reduced rates of customs duty shown in paragraph 2 shall be subject to annual ceilings of 500 tonnes for each of these products, above which the customs duties actually applied in respect of third countries shall be restored.

#### TITLE IX

#### Products processed from fruit and vegetables

##### Article 14

1. The products listed in Article 1 of Council Regulation (EEC) No 516/77<sup>(1)</sup> shall be imported free of customs duties.

2. Levies shall not be charged on imports of the products listed below:

<sup>(1)</sup> OJ No L 73, 21. 3. 1977, p. 1.

CCT heading No	Description
20.06	<p>Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit:</p> <p>B. Other:</p> <p>I. Containing added spirit:</p> <p>b) Pineapples, in immediate packings of a net capacity:</p> <p>1. Of more than 1 kg;</p> <p>aa) With a sugar content exceeding 17 % by weight</p> <p>2. Of 1 kg or less:</p> <p>aa) With a sugar content exceeding 19 % by weight</p> <p>c) Other fruits:</p> <p>1. With a sugar content exceeding 9 % by weight:</p> <p>ex aa) Of an actual alcoholic strength by mass not exceeding 11,85 % mass:</p> <ul style="list-style-type: none"> <li>— Grapefruit segments</li> <li>— Passion fruit</li> <li>— Guavas</li> </ul> <p>ex bb) Other:</p> <ul style="list-style-type: none"> <li>— Grapefruit segments</li> <li>— Passion fruit</li> <li>— Guavas</li> </ul> <p>f) Mixtures of fruit:</p> <p>1. With a sugar content exceeding 9 % by weight:</p> <p>ex aa) Of an actual alcoholic strength by mass not exceeding 11,85 % mass:</p> <ul style="list-style-type: none"> <li>— Mixtures of pineapples, papaws and passion fruit</li> </ul> <p>ex bb) Other:</p> <ul style="list-style-type: none"> <li>— Mixtures of pineapples, papaws and passion fruit</li> </ul> <p>II. Not containing added spirit:</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg:</p> <p>2. Grapefruit segments</p> <p>5. Pineapples:</p> <p>aa) With a sugar content exceeding 17 % by weight:</p> <p>ex 8. Other fruits:</p> <ul style="list-style-type: none"> <li>— Passion fruit</li> <li>— Guavas</li> </ul> <p>9. Mixtures of fruit:</p> <p>ex aa) Mixtures in which no single fruit exceeds 50 % of the total weight of the fruits:</p> <ul style="list-style-type: none"> <li>— Mixtures of pineapples, papaws and passion fruit</li> </ul> <p>ex bb) Other:</p> <ul style="list-style-type: none"> <li>— Mixtures of pineapples, papaws and passion fruit</li> </ul>

CCT heading No	Description
20.06 (cont'd)	<p>B. II. b) Containing added sugar, in immediate packings of a net capacity not exceeding 1 kg:</p> <p>2. Grapefruit segments</p> <p>5. Pineapples:</p> <p>aa) With a sugar content exceeding 19 % by weight</p> <p>ex 8. Other fruits:</p> <p>— Passion fruit</p> <p>— Guavas</p> <p>9. Mixtures of fruit:</p> <p>ex aa) Mixtures in which no single fruit exceeds 50 % of the total weight of the fruits:</p> <p>— Mixtures of pineapples, papaws and passion fruit</p> <p>ex bb) Other:</p> <p>— Mixtures of pineapples, papaws and passion fruit</p>
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit:</p> <p>A. Of a density exceeding 1,33 g/cm<sup>3</sup> at 20 °C:</p> <p>III. Other:</p> <p>b) Of a value of 30 ECU or less per 100 kg net weight:</p> <p>ex 1. With an added sugar content exceeding 30 % by weight:</p> <p>— Pineapple</p> <p>— Passion fruit</p> <p>— Guavas</p> <p>— Mixtures of pineapples, papaws and passion fruit</p> <p>B. Of a density of 1,33 g/cm<sup>3</sup> or less at 20 °C:</p> <p>II. Other:</p> <p>b) Of a value of 30 ECU or less per 100 kg net weight:</p> <p>5. Pineapple juice:</p> <p>aa) With an added sugar content exceeding 30 % by weight</p> <p>7. Other fruit and vegetable juices:</p> <p>ex aa) With an added sugar content exceeding 30 % by weight:</p> <p>— Passion fruit</p> <p>— Guavas</p> <p>8. Mixtures:</p> <p>bb) Other:</p> <p>ex 11. With an added sugar content exceeding 30 % by weight:</p> <p>— Pineapple, papaws and passion fruit juice</p>

TITLE X

Wine

Article 15

The products listed below shall be imported free of customs duties:

CCT heading No	Description
20.07	<p>Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit:</p> <p>A. Of a density exceeding 1,33 g/cm<sup>3</sup> at 20 °C:</p> <p>    I. Grape juice (including grape must):</p> <p>        ex a) Of a value exceeding 22 ECU per 100 kg net weight:             — With an added sugar content exceeding 30 % by weight</p> <p>        b) Of a value not exceeding 22 ECU per 100 kg net weight:             1. With an added sugar content exceeding 30 % by weight</p> <p>    B. Of a density of 1,33 g/cm<sup>3</sup> or less at 20 °C:</p> <p>        I. Grape, apple and pear juice (including grape must); mixtures of apple and pear juice:</p> <p>            a) Of a value exceeding 18 ECU per 100 kg net weight:</p> <p>                1. Grape juice (including grape must):</p> <p>                    aa) Concentrated:                         11. With an added sugar content exceeding 30 % by weight</p> <p>                    bb) Other:                         11. With an added sugar content exceeding 30 % by weight</p> <p>                b) Of a value of 18 ECU or less per 100 kg net weight:</p> <p>                    1. Grape juice (including grape must):</p> <p>                        aa) Concentrated:                             11. With an added sugar content exceeding 30 % by weight</p> <p>                        bb) Other:                             11. With an added sugar content exceeding 30 % by weight</p>

TITLE XI

Raw tobacco

Article 16

The tobacco products listed in Article 1 of Council Regulation (EEC) No 727/70 <sup>(1)</sup> shall be imported free of customs duties.

Article 17

If serious disturbances occur as a result of a large increase in duty-free imports of products falling within heading No 24.01 of the Common Customs Tariff originating in the ACP States or in the countries and territories, or if these imports create difficulties which bring about a deterioration in the economic situation of a region of the Community, the Community may, without prejudice to Article 25, take measures to counteract any deflection of trade.

TITLE XII

Goods to which Regulation (EEC) No 3033/80 applies

Article 18

1. No fixed component shall be charged on imports of goods to which Regulation (EEC) No 3033/80 applies.
2. The variable component shall not be charged on imports of the goods listed below:

CCT heading No	Description
17.04	Sugar confectionery, not containing cocoa: C. White chocolate
18.06	Chocolate and other food preparations containing cocoa: C. Chocolate and chocolate goods, whether or not filled; sugar confectionery and substitutes therefor made from sugar substitution products, containing cocoa
19.02	Malt extract; preparations of flour, meal, starch of malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa: B. Other: II. Other: a) Containing no milk fats or containing less than 1,5 % by weight of such fats: 4. Containing 45 % or more but less than 65 % by weight of starch

<sup>(1)</sup> OJ No L 94, 28. 4. 1970, p. 1.

CCT heading No	Description
19.04	Tapioca and sago; tapioca and sago substitutes obtained from potato or other starches
19.07	Bread, ships' biscuits and other ordinary bakers' wares, not containing added sugar, honey, eggs, fats, cheese or fruit; communion wafers, cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:  D. Other, containing by weight of starch:  ex II. 50 % or more, excluding ships' biscuits
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion:  B. Other:  IV. Containing 50 % or more but less than 65 % by weight of starch:  a) Containing no sucrose or containing less than 5 % by weight of sucrose (including invert sugar expressed as sucrose):  ex 1. Containing no milk fats or containing less than 1,5 % by weight of such fats:  — Biscuits  V. Containing 65 % or more by weight of starch:  ex a) Containing no sucrose or containing less than 5 % by weight of sucrose (including invert sugar expressed as sucrose):  — Biscuits  ex b) Other:  — Biscuits

TITLE XIII

Other markets subject to common organization

Article 19

The products covered by Regulations (EEC) No 1308/70 <sup>(1)</sup> (flax and hemp), (EEC) No 1696/71 <sup>(2)</sup> (hops), (EEC) No 234/68 <sup>(3)</sup> (live plants), (EEC) No 2358/71 <sup>(4)</sup> (seeds), (EEC) No 827/68 <sup>(5)</sup> (certain

products listed in Annex II to the Treaty), and (EEC) No 1117/78 <sup>(6)</sup> (dried fodder) shall be imported free of customs duties.

TITLE XIV

Provisions relating to the French overseas departments

Article 20

1. Subject to paragraphs 3 and 4, the levies shall not be applied to direct imports into the French overseas

<sup>(1)</sup> OJ No L 146, 4. 7. 1970, p. 1.

<sup>(2)</sup> OJ No L 175, 4. 8. 1971, p. 1.

<sup>(3)</sup> OJ No L 55, 2. 3. 1968, p. 1.

<sup>(4)</sup> OJ No L 246, 5. 11. 1971, p. 1.

<sup>(5)</sup> OJ No L 151, 30. 6. 1968, p. 16.

<sup>(6)</sup> OJ No L 142, 30. 5. 1978, p. 1.

departments of the products listed below originating in the ACP States or in the countries and territories:

CCT heading No	Description
01.02	Live animals of the bovine species: A. Domestic species: II. Other
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen: A. Meat II. Of bovine animals:
10.05 B	Maize

2. Subject to paragraph 4, the levy shall not be applied to direct imports into the overseas department of Réunion of rice falling within subheading 10.06 B of the Common Customs Tariff.

3. If imports into the French overseas departments of maize originating in the ACP States or in the countries and territories have exceeded 25 000 tonnes in a year, and if such imports are causing or are likely to cause serious disturbances on those markets, the Commission shall, at the request of a Member State or on its own initiative, take the necessary measures.

Any Member State may, within three working days of notification of the measure taken by the Commission, refer that measure to the Council. The Council shall meet forthwith. It may, acting by a qualified majority, amend or annul the measure in question.

4. This Article shall apply to products which are intended for use in the overseas departments and are released on the market there. If necessary, measures to ensure this may be taken in accordance with the procedure laid down in Article 22.

5. Until 30 June 1985 rice shall be imported into the overseas departments in accordance with the arrangements set out in Article 21 of Regulation (EEC) No 435/80, which shall remain applicable to this end; the quantities thus imported shall be counted against the quantities provided for in Article 11 of this Regulation.

TITLE XV

General and final provisions

Article 21

The reductions provided for by this Regulation shall be calculated by reference to:

- the variable component of levies, where the levies contain such components,
- in other cases, the levies,

applicable to imports from third countries into the Community as at present constituted.

However, during the period of application of accession, compensatory amounts in trade between the Community as at present constituted and new Member States, measures to prevent deflection of trade shall be taken in accordance with the procedure laid down in Article 22, if this proves necessary.

Article 22

1. If necessary, detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 26 of Regulation (EEC) No 2727/75 or, as the case may be, in the corresponding Articles of the other Regulations on the common organization of agricultural markets.

2. In the case of bovine meat and rice, these detailed rules shall relate in particular to:

- (a) the basis for calculation and the reference period to be taken into consideration for fixing the amount by which the import duties are to be reduced;
- (b) the arrangements for fixing the corresponding amount to be collected by the exporting country;
- (c) the issue of import licences;
- (d) the forms of proof acceptable and checking procedures.

Article 23

On the basis of the economic development requirements of the French overseas departments, the Council, acting by a qualified majority on a proposal from the Commission, may alter the arrangements governing access to those departments' markets for the products covered by this Regulation.

*Article 24*

This Regulation shall be without prejudice either to the operation of Article 72 of the 1979 Act of Accession or to the operation of the corresponding Articles of the Acts of Accession of other acceding countries.

*Article 25*

1. The safeguard clauses provided for in the Regulations on the common organization of the agricultural markets and in the specific rules introduced as a result of the implementation of the common agricultural policy shall be applicable to the products covered by this Regulation.

2. As regards relations with the ACP States, the provisions of Regulation (EEC) No 1470/80 shall apply as complementary measures, as shall the

provisions which replace them upon entry into force of the third ACP-EEC Convention.

3. As regards the countries and territories, the provisions of Article 13 of Decision 80/1186/EEC and of Annex III thereto shall apply as complementary measures, as shall the provisions which replace them as from the entry into force of the new Decision on the association of the countries and territories.

*Article 26*

This Regulation shall enter into force on 1 March 1985.

It shall apply until 28 February 1986.

The Council, acting by a qualified majority on a proposal from the Commission, may decide to extend this Regulation beyond that date.

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

Done at Brussels, 26 February 1985.

*For the Council*

*The President*

F. PANDOLFI

ANNEX I

List of the ACP States referred to in Article 1

Antigua and Barbuda	Malawi
Bahamas	Mali
Barbados	Mauritania
Belize	Mauritius
Benin	Mozambique
Botswana	Niger
Burkina-Faso	Nigeria
Burundi	Papua New Guinea
Cameroon	Rwanda
Cape Verde	São Tomé and Príncipe
Central African Republic	Senegal
Chad	Seychelles
Comoros	Sierra Leone
Congo	Solomon Islands
Djibouti	Somalia
Dominica	St Christopher and Nevis
Ethiopia	St Lucia
Equatorial Guinea	St Vincent and the Grenadines
Fiji	Sudan
Gabon	Suriname
Gambia	Swaziland
Ghana	Tanzania
Grenada	Togo
Guinea	Tonga
Guinea Bissau	Trinidad and Tobago
Guyana	Tuvalu
Ivory Coast	Uganda
Jamaica	Vanuatu
Kenya	Western Samoa
Kiribati	Zaire
Lesotho	Zambia
Liberia	Zimbabwe
Madagascar	

ANNEX II

List of the countries and territories referred to in Article 1

(This list is without prejudice to the status of these countries and territories now or in the future.)

1. *Overseas countries of the Kingdom of the Netherlands*  
The Netherlands Antilles (Aruba, Bonaire, Curaçao, St. Martin, Saba, St Eustatius).
2. *Overseas territories of the French Republic*
  - New Caledonia and dependencies,
  - Wallis and Futuna Islands,
  - French Polynesia,
  - French Southern and Antarctic Territories.
3. *'Collectivité territoriale' of the French Republic*  
Mayotte
4. *Overseas countries and territories of the United Kingdom of Great Britain and Northern Ireland*
  - Anguilla,
  - Cayman Islands,
  - Falkland Islands and dependencies,
  - Turks and Caicos Islands,
  - British Virgin Islands,
  - Montserrat,
  - Pitcairn,
  - St Helena and dependencies,
  - British Antarctic Territory,
  - British Indian Ocean Territory.
5. *Overseas country of the Kingdom of Denmark*  
Greenland.

**COMMISSION REGULATION (EEC) No 551/85  
of 1 March 1985**

**laying down detailed implementing rules for imports of rice originating in the  
African, Caribbean and Pacific States and the overseas countries and territories**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No 486/85  
of 26 February 1985 on the arrangements applicable to  
agricultural products and certain goods resulting from  
the processing of agricultural products originating in  
the African, Caribbean and Pacific States or in the  
overseas countries and territories<sup>(1)</sup>, and in particular  
Article 22 thereof,

Having regard to Council Regulation (EEC) No 129 on  
the value of the unit of account and exchange rates to  
be applied for the purposes of the common agricul-  
tural policy<sup>(2)</sup>, as last amended by Regulation (EEC)  
No 2543/73<sup>(3)</sup>, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary  
Committee,

Whereas Regulation (EEC) No 486/85 provides that  
the levy calculated in accordance with Article 11 of  
Council Regulation (EEC) No 1418/76<sup>(4)</sup>, as last  
amended by Regulation (EEC) No 1025/84<sup>(5)</sup>, shall be  
reduced by an amount of 50 % of the said levy and by  
a flat-rate component, which differs according to the  
extent to which the rice has been milled, provided that  
a corresponding charge has been collected on export  
from the non-member country concerned;

Whereas this export charge cannot be collected in a  
precise manner unless the levy that will be applied on  
import into the Community is known; whereas, for this  
purpose, the import levy must be fixed in advance,  
thereby enabling the trade to know the amount that  
will be deducted from the levy and, consequently, the  
amount that must be collected on export;

Whereas it is necessary to ascertain that the exporting  
country has actually collected the export charge corres-

ponding to the amount of the reduction of the levy  
applied;

Whereas suitable administrative measures should be  
laid down in order to ensure that the volume of the  
quota fixed is not exceeded;

Whereas, in order to enable the Commission, should  
the need arise, to implement Article 11 (3) of Regula-  
tion (EEC) No 486/85, it should be laid down that the  
Member States should notify the Commission daily of  
the quantities in respect of which applications for  
import licences in respect of rice originating in the  
ACP States and the overseas countries and territories  
have been made;

Whereas, pursuant to Article 20 (5) of Regulation  
(EEC) No 486/85, the levies are not to be applied to  
the French overseas departments until 30 June 1985;  
whereas the Commission should be notified of the  
quantities of rice imported into those departments;

Whereas the measures provided for in this Regulation  
are in accordance with the opinion of the Management  
Committee for Cereals,

HAS ADOPTED THIS REGULATION:

*Article 1*

The amounts of the levies referred to in Article 10 (1)  
of Regulation (EEC) No 486/85 shall be calculated  
each week by the Commission on the basis of the  
levies fixed according to the criteria set out in Article  
11 of Regulation (EEC) No 1418/76.

*Article 2*

1. Article 10 (1) of Regulation (EEC) No 486/85  
shall apply only to imports of rice in respect of which  
an import charge corresponding to the difference  
between the levy applicable to imports of rice from  
non-member countries and the amounts referred to in  
Article 1 has been collected by the country of exporta-  
tion.

2. One of the following indications shall be placed  
in the 'Remarks' box of the EUR 1 movement certifi-  
cate by the customs authorities of the country of  
exportation as proof that the amount has been  
collected:

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No 106, 30. 10. 1962, p. 2553/62.

<sup>(3)</sup> OJ No L 263, 19. 9. 1973, p. 1.

<sup>(4)</sup> OJ No L 166, 25. 6. 1976, p. 1.

<sup>(5)</sup> OJ No L 107, 19. 4. 1984, p. 13.

'Særafgift, der opkræves ved eksport af ris':

'Bei der Ausfuhr von Reis erhobene Sonderabgabe':

'Ειδικός φόρος που εισπράττεται κατά την εξαγωγή ορυζής':

'Special charge collected on export of rice':

'Taxe spéciale perçue à l'exportation du riz':

'Tassa speciale riscossa all'esportazione del riso':

'Bij uitvoer van de rijst opgelegde bijzondere heffing':

(Amount in national currency)

(signature and stamp of office)

3. Where the charge collected by the country of exportation is less than the reduction referred to in Article 10 (1) of Regulation (EEC) No 486/85, the reduction shall not exceed the amount collected.

4. Where the amount of the export charge collected is expressed in a currency other than that of the Member State of importation, the exchange rate to be used to determine the amount of the charge actually collected shall be the rate recorded on the most representative foreign exchange market or markets in that Member State on the day of the advance fixing of the levy.

#### Article 3

1. In addition to the other conditions laid down by Community rules, in order to qualify for the reduced levy referred to in Article 10 of Regulation (EEC) No 486/85, the application for a licence and the import licence itself shall include:

(a) in box 12, one of the following indications:

- 'Reduceret afgift AVS/OLT',
- 'Verringerte Abschöpfung AKP/ÜLG',
- 'Μειωμένη εισφορά ΑΚΕ/ΥΧΕ',
- 'Reduced levy ACP/OCT',
- 'Prélèvement réduit ACP/PTOM',
- 'Prelevi ridotti ACP/PTOM',
- 'Verminderde heffing ACS-staten/LGO';

(b) in box 14, the name of the State, country or territory in which the product originates.

The licence shall require importation to be made from the country of origin stated. In addition, the import levy must be fixed in advance.

2. The import licence referred to in paragraph 1 shall be issued on the third working day following the date on which the application was submitted, provided

that no measure suspending the advance-fixing of the levy has been taken during that period and that the quantity qualifying for the reduced levy has not already been reached.

On the day when the quantities applied for exceed the quantities for which a reduced levy is granted, the Commission shall fix a single percentage reduction in respect of the quantities applied for.

#### Article 4

The Member States shall communicate to the Commission each day by telex the following information:

- (a) the quantities of each type of rice that have been the subject of an application for a licence for importation from ACP States and overseas countries and territories, stating in each case the country of exportation;
- (b) the quantities of each type of rice in respect of which an import licence has actually been issued, stating the date and the country of exportation;
- (c) the quantities of each type of rice and for each department that have been imported without levy into the French overseas departments;
- (d) the quantities of each type of rice for which import licences have been cancelled.

This information must be communicated separately from the information relating to other applications for import licences for rice.

#### Article 5

1. The quantities that may be imported into the Community from ACP States and overseas countries and territories in the period from 1 March to 31 December 1985 shall be 101 666 tonnes of husked rice falling within subheading 10.06 B I b) and 14 166 tonnes of broken rice falling within subheading 10.06 B III of the Common Customs Tariff.

2. Quantities of rice imported in a form other than husked shall be entered into the accounts as husked rice on the basis of the conversion rates referred to in Article 1 of Regulation No 467/67/EEC (1).

#### Article 6

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

It shall apply from 1 March 1985.

(1) OJ No L 204, 24. 8. 1967, p. 1.

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

Done at Brussels, 1 March 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

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COMMISSION REGULATION (EEC) No 560/85

of 4 March 1985

opening, allocating and providing for the administration of a Community tariff quota for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories (1985)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories<sup>(1)</sup>, and in particular Article 13 thereof,

Whereas Article 13 of Council Regulation (EEC) No 486/85 provides for the opening by the Community of a Community tariff quota of 2 000 tonnes of fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the countries in question; whereas the quota period runs from 15 November to 30 April; whereas the customs duty applicable to the quota is set at 4,4 %, with a minimum charge of 0,8 ECU per 100 kilograms net weight; whereas this Regulation comes into effect on 1 March 1985; whereas, therefore, the *pro rata temporis* clause is applicable for the establishment of the volume of the quota;

Whereas, accordingly a Community tariff quota of 727 tonnes should be opened for the period 1 March to 30 April 1985;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States, until the quota has been used up; whereas, however, since the period of application of the quota is very short, it seems possible to avoid allocating it among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, in the conditions and according to the procedure specified in Article 1(2); whereas this method of management requires close cooperation between the Member States and the Commission; whereas the latter must, in particular, be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of

Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the shares allocated to that economic union may be carried out by any one of its members;

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. For the period 1 March to 30 April 1985 a Community tariff quota of 727 tonnes shall be opened in the Community for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories.

Within this tariff quota, the Common Customs Tariff duty applicable to the products shall be suspended at 4,4 % with a minimum charge of 0,8 ECU per 100 kilograms net weight.

Within this tariff quota, Greece shall apply duties calculated in accordance with the relevant provisions in the 1979 Act of Accession.

2. If an importer notifies an imminent importation of the product in question in a Member State and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve permits this.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

Article 2

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1(2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have free access to the quota so long as the residual balance of the quota volume allows this.

(1) OJ No L 61, 1. 3. 1985, p. 4.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered for free circulation.

4. The extent to which the quota has been exhausted shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 3*

At the request of the Commission, Member States shall inform it of imports actually charged against the quota.

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

Done at Brussels, 4 March 1985.

*Article 4*

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

*Article 5*

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

It shall apply from 1 March 1985.

*For the Commission*

COCKFIELD

*Vice-President*

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**COMMISSION REGULATION (EEC) No 561/85**  
of 4 March 1985

**establishing ceilings and Community surveillance for imports of carrots and onions, falling within heading No ex 07.01 of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories (1985-A)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories<sup>(1)</sup>, and in particular Article 13 thereof,

Whereas Article 13 of Regulation (EEC) No 486/85 stipulates that, for the period 1 January to 31 March, carrots, falling within subheading ex 07.01 G II of the Common Customs Tariff, and, for the period 15 February to 15 May, onions, falling within subheading ex 07.01 H of the Common Customs Tariff and originating in the countries in question are subject on importation into the Community to the reduced rates of duty of 10,2 and 4,8 % respectively; whereas such reduction of duties applies only to imports up to ceilings of 500 tonnes for each of these products above which the customs duties actually applicable to third countries are reintroduced; whereas this Regulation enters into force on 1 March 1985; whereas, therefore, the *pro rata temporis* clause is applicable for the establishment of the levels of the ceilings;

Whereas the application of ceilings requires the Community to be regularly informed of the trend of imports of the relevant products originating in these countries; whereas imports should, therefore, be made subject to a system of surveillance;

Whereas this objective may be achieved by means of an administrative procedure based on offsetting imports of the products in question against the ceilings at Community level as and when these products are entered with customs authorities for free circulation; whereas this administrative procedure must make provision for the possible reintroduction of customs tariff duties as soon as the ceilings are reached at Community level;

Whereas this administrative procedure requires close and particularly swift cooperation between the Member States and the Commission; whereas the

latter must, in particular, be able to follow the progress of quantities charged against the ceilings and keep the Member States informed; whereas this cooperation has to be particularly close since the Commission must be able to take the appropriate measures to reintroduce customs tariff duties if one of the ceilings is reached;

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. Imports of the products, originating in the African, Caribbean and Pacific States, and the overseas countries and territories, which are listed in the Annex, shall be subject to ceilings and to Community surveillance.

The products referred to in the first subparagraph, their tariff headings, the customs duties applicable, the periods of validity and the levels of the ceilings are set out in the said Annex.

2. Quantities shall be charged against the ceilings as and when products are entered with customs authorities for free circulation, accompanied by a movement certificate.

Products may be charged against a ceiling only if the movement certificate is submitted before the date on which customs duties are reintroduced.

The extent to which a ceiling is used up shall be determined at Community level on the basis of the imports charged against it, as defined in the preceding subparagraphs.

Member States shall inform the Commission, at the intervals and within the time limits specified in paragraph 4, of imports effected in accordance with the above procedures.

3. As soon as a ceiling has been reached, the Commission shall adopt a Regulation reintroducing, until the end of its period of validity, the customs duties applicable to third countries.

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

In the case of such a reintroduction, Greece introduces the levying of the duties which it applies to third countries at the date in question.

*Article 2*

The Commission shall take all appropriate measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

*Article 3*

4. Member States shall send the Commission statements of the quantities charged for periods of 10 days, to be forwarded within five clear days of the end of each 10-day period.

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

It shall apply from 1 March 1985.

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

Done at Brussels, 4 March 1985.

*For the Commission*

COCKFIELD

*Vice-President*

ANNEX

Order No	CCT heading No	Description	Customs duty applicable	Level of ceiling (tonnes)
	07.01	Vegetables, fresh or chilled: G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots: ex II. Carrots and turnips:		
ACP 1		— Carrots, from 1 March to 31 March 1985	10,2 %	167
ACP 2		ex H. Onions, shallots and garlic: — Onions, from 1 March to 15 May 1985	4,8 %	417

**COMMISSION REGULATION (EEC) No 2558/85**

**of 11 September 1985**

**opening, allocating and providing for the administration of a Community tariff quota for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories (1985/86)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories (1), and in particular Article 13 thereof,

Whereas Article 13 of Council Regulation (EEC) No 486/85 provides for the opening by the Community of a Community tariff quota of 2 000 tonnes of fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the countries in question; whereas the quota period runs from 15 November to 30 April; whereas the customs duty applicable to the quota is set at 4,4 %, with a minimum charge of 0,8 ECU per 100 kilograms net weight; whereas this Community tariff quota should be opened for the period 15 November 1985 to 30 April 1986;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States, until the quota has been used up; whereas, however, since the period of application of the quota is very short, it seems possible to avoid allocating it among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, in the conditions and according to the procedure specified in Article 1(2); whereas this method of management requires close cooperation between the Member States and the Commission; whereas the latter must, in particular, be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of

Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the shares allocated to that economic union may be carried out by any one of its members;

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. For the period 15 November 1985 to 30 April 1986 a Community tariff quota of 2 000 tonnes shall be opened in the Community for fresh or chilled tomatoes, falling within subheading ex 07.01 M I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories.

Within this tariff quota, the Common Customs Tariff duty applicable to the products shall be suspended at 4,4 % with a minimum charge of 0,8 ECU per 100 kilograms net weight.

2. If an importer notifies an imminent importation of the product in question in a Member State and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve permits this.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

*Article 2*

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1(2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have free access to the quota so long as the residual balance of the quota volume allows this.

(1) OJ No L 61, 1. 3. 1985, p. 4.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered for free circulation.

4. The extent to which the quota has been exhausted shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 3*

At the request of the Commission, Member States shall inform it of imports actually charged against the quota.

*Article 4*

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

*Article 5*

This Regulation shall enter into force on 15 November 1985.

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

Done at Brussels, 11 September 1985.

*For the Commission*  
COCKFIELD  
*Vice-President*

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**COMMISSION REGULATION (EEC) No 2559/85  
of 11 September 1985**

**opening, allocating and providing for the administration of a Community tariff quota for strawberries falling within subheading ex 08.08 A II of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories (1985/86)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories (1), and in particular Article 22 thereof,

Whereas Article 13 of Council Regulation (EEC) No 486/85 provides for the opening by the Community of a Community tariff quota of 700 tonnes of strawberries, falling within subheading ex 08.08 A II of the Common Customs Tariff and originating in the countries in question; whereas the quota period runs from 1 November to 28 February; whereas the customs duty applicable to the quota is set at 5,6 %;

Whereas it is necessary, in particular, to ensure to all Community importers equal and uninterrupted access to the abovementioned quota and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States, until the quota has been used up; whereas, however, since the period of application of the quota is very short, it seems possible to avoid allocating it among the Member States, without prejudice to the drawing against the quota volume of such quantities as they may need, in the conditions and according to the procedure specified in Article 1(2); whereas this method of management requires close cooperation between the Member States and the Commission; whereas the latter must, in particular, be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation relating to the administration of the shares allocated to that

economic union may be carried out by any one of its members;

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. For the period 1 November 1984 to 28 February 1985 a Community tariff quota of 700 tonnes shall be opened in the Community for strawberries, falling within subheading ex 08.08 A II of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories.

Within this tariff quota, the Common Customs Tariff duty applicable to the products shall be suspended at 5,6 %.

2. If an importer notifies an imminent importation of the product in question in a Member State and requests the benefit of the quota, the Member State concerned shall inform the Commission and draw an amount corresponding to these requirements to the extent that the available balance of the reserve permits this.

3. The shares drawn pursuant to paragraph 2 shall be valid until the end of the quota period.

*Article 2*

1. Member States shall take all appropriate measures to ensure that their drawings pursuant to Article 1(2) are carried out in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Each Member State shall ensure that importers of the said goods have free access to the quota so long as the residual balance of the quota volume allows this.

(1) OJ No L 61, 1. 3. 1985, p. 4.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered for free circulation.

4. The extent to which the quota has been exhausted shall be determined on the basis of the imports charged in accordance with paragraph 3.

*Article 3*

At the request of the Commission, Member States shall inform it of imports actually charged against the quota.

*Article 4*

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

*Article 5*

This Regulation shall enter into force on 1 November 1985.

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

Done at Brussels, 11 September 1985.

*For the Commission*

COCKFIELD

*Vice-President*

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COMMISSION REGULATION (EEC) No 2560/85

of 11 September 1985

establishing ceilings and Community surveillance for imports of carrots and onions, falling within heading No ex 07.01 of the Common Customs Tariff and originating in the African, Caribbean and Pacific States and the overseas countries and territories (1986)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and the overseas countries and territories (1), and in particular, Article 13 thereof,

Whereas Article 13 of Regulation (EEC) No 486/85 stipulates that, for the period 1 January to 31 March, carrots, falling within subheading ex 07.01 G II of the Common Customs Tariff, and, for the period 15 February to 15 May, onions, falling within subheading ex 07.01 H of the Common Customs Tariff and originating in the countries in question are subject on importation into the Community to the reduced rates of duty of 10,2 and 4,8 % respectively; whereas such reduction of duties applies only to imports up to ceilings of 500 tonnes for each of these products above which the customs duties actually applicable to third countries are reintroduced;

Whereas the application of ceilings requires the Community to be regularly informed of the trend of imports of the relevant products originating in these countries; whereas imports should, therefore, be made subject to a system of surveillance;

Whereas this objective may be achieved by means of an administrative procedure based on offsetting imports of the products in question against the ceilings at Community level as and when these products are entered with customs authorities for free circulation; whereas this administrative procedure must make provision for the possible reintroduction of customs tariff duties as soon as the ceilings are reached at Community level;

Whereas this administrative procedure requires close and particularly swift cooperation between the

Member States and the Commission; whereas the latter must, in particular, be able to follow the progress of quantities charged against the ceilings and keep the Member States informed; whereas this cooperation has to be particularly close since the Commission must be able to take the appropriate measures to reintroduce customs tariff duties if one of the ceilings is reached;

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. Imports of the products, originating in the African, Caribbean and Pacific States, and the overseas countries and territories, which are listed in the Annex, shall be subject to ceilings and to Community surveillance.

The products referred to in the first subparagraph, their tariff headings, the customs duties applicable, the periods of validity and the levels of the ceilings are set out in the said Annex.

2. Quantities shall be charged against the ceilings as and when products are entered with customs authorities for free circulation, accompanied by a movement certificate.

Products may be charged against a ceiling only if the movement certificate is submitted before the date on which customs duties are reintroduced.

The extent to which a ceiling is used up shall be determined at Community level on the basis of the imports charged against it, as defined in the preceding subparagraphs.

Member States shall inform the Commission, at the intervals and within the time limits specified in paragraph 4, of imports effected in accordance with the above procedures.

(1) OJ No L 61, 1. 3. 1985, p. 4.

3. As soon as a ceiling has been reached, the Commission shall adopt a Regulation reintroducing, until the end of its period of validity, the customs duties applicable to third countries.

*Article 2*

The Commission shall take all appropriate measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

4. Member States shall send the Commission statements of the quantities charged for periods of 10 days, to be forwarded within five clear days of the end of each 10-day period.

*Article 3*

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 11 September 1985.

*For the Commission*  
 COCKFIELD  
*Vice-President*

ANNEX

Order No	CCT heading No	Description	Customs duty applicable	Level of ceiling (tonnes)
	07.01	Vegetables, fresh or chilled : G. Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots : ex II. Carrots and turnips :		
ACP 1		— Carrots, from 1 January to 31 March 1986	10,2 %	500
ACP 2		ex H. Onions, shallots and garlic : — Onions, from 15 February to 15 May 1985	4,8 %	500

**COUNCIL REGULATION (EEC) No 2903/85  
of 17 October 1985**

**amending the list of ACP countries in Regulation (EEC) No 486/85 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to Council Regulation (EEC) No 3033/80 of 11 November 1980 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products <sup>(1)</sup>, and in particular Article 12 thereof,

Having regard to the proposal from the Commission <sup>(2)</sup>,

Having regard to the opinion of the European Parliament <sup>(3)</sup>,

Whereas Regulation (EEC) No 486/85 <sup>(4)</sup> lays down the arrangements applicable to agricultural products and certain goods resulting from the processing of

agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories;

Whereas Angola signed the Third ACP-EEC Convention on 30 April 1985; whereas, as a result, it is one of the ACP countries referred to in Article 1 of Regulation (EEC) No 486/85; whereas the list in Annex I to the said Regulation should be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Angola is hereby added to the list in Annex I to Regulation (EEC) No 486/85.

*Article 2*

This Regulation shall enter into force on the third day following that of 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 Luxembourg, 17 October 1985.

*For the Council*

*The President*

J. F. POOS

<sup>(1)</sup> OJ No L 323, 29. 11. 1980, p. 1.  
<sup>(2)</sup> OJ No C 170, 9. 7. 1985, p. 2.  
<sup>(3)</sup> OJ No C 229, 9. 9. 1985, p. 127.  
<sup>(4)</sup> OJ No L 61, 1. 3. 1985, p. 4.

COUNCIL REGULATION (EEC) No 488/85

of 26 February 1985

opening, allocating and providing for the administration of a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the African, Caribbean and Pacific (ACP) States (1 March to 30 June 1985)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the second ACP-EEC Convention, signed at Lomé on 31 October 1979, will expire on 28 February 1985; whereas, pending the entry into force of the third ACP-EEC Convention, signed at Lomé on 8 December 1984, Protocol 5 to the new Convention should be applied in advance from 1 March 1985;

Whereas Protocol 5 annexed to the third ACP-EEC Convention provides that products originating in the African, Caribbean and Pacific (ACP) States which fall within subheading 22.09 C I of the Common Customs Tariff shall, until the entry into force of a common organization of the market in spirits, be allowed into the Community free of customs duties under conditions such as to permit the development of traditional trade flows between the ACP States and the Community and between the Member States; whereas the Community shall fix each year the quantities which may be imported free of customs duties on the basis of the largest quantities imported annually from the ACP States into the Community in the past three years for which statistics are available, increased by an annual growth rate of 37 % on the market of the United Kingdom and 27 % on the other markets of the Community;

Whereas, having regard to the levels reached by imports of the products concerned into the Community and the Member States during the past three years for which statistics are available, the annual tariff quota volume would amount to 175 710 hectolitres of pure alcohol;

Whereas, on account of the features peculiar to the rum market, the normal quota period always runs from 1 July to 30 June; whereas a tariff quota should therefore be opened firstly from 1 March to 30 June 1985, the volume of which should be fixed *pro rata temporis*; whereas the size of the tariff quota for the

period 1 March to 30 June 1985 should therefore be fixed at 58 570 hectolitres of pure alcohol;

Whereas, during the past three years for which statistics are available, the corresponding imports by each of the Member States represent the following percentages of the imports into the Community from the countries in question of the products concerned:

Member State	1981	1982	1983
Benelux	3,9	5,0	5,1
Denmark	1,4	1,7	1,6
Germany	26,6	25,7	24,4
Greece	0,0	0,3	0,0
France	1,8	2,1	1,8
Ireland	1,8	2,0	1,8
Italy	0,2	0,3	0,4
United Kingdom	64,3	62,9	64,9

Whereas, in view of these factors, of market forecasts for the products in question and of the estimates submitted by certain Member States, quota shares may be fixed approximately at the following percentages:

Benelux	4,78
Denmark	1,59
Germany	26,77
Greece	0,07
France	1,98
Ireland	1,92
Italy	0,32
United Kingdom	62,57

Whereas an arrangement for using the Community tariff quota, based on an allocation between the United Kingdom on the one hand and the other Member States on the other, would seem likely to reconcile the application of the growth rates provided for in Protocol 5 with the uninterrupted application of the duty-free entry arrangements in respect of the said quota to all imports of the products concerned into the Member States until the quota is exhausted; whereas in order to reflect as closely as possible the actual trends

on the markets in the products concerned, allocation of the Community tariff quota among Member States should be made in accordance with the requirements of the Member States; whereas, in this case, the tariff quota should be allocated among the Member States on the basis of the largest quantities imported annually into each Member State during the past three years and taking into account the abovementioned growth rates;

Whereas measures should be laid down to ensure that Protocol 5 is implemented under conditions such as to permit the development of traditional trade flows between the ACP States and the Community and between the Member States;

Whereas, owing to the special character of the products in question and their sensitivity on Community markets, exceptional provision should be made for a method of use based on a single division among Member States;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any measure concerning the administration of the share allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 March to 30 June 1985 rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the ACP States shall be imported duty free into the Community within the limits of a Community tariff quota of 58 570 hectolitres of pure alcohol.

2. Within the limit of its share, as indicated in Article 2, the Hellenic Republic shall apply customs duties calculated in accordance with the relevant provisions of the 1979 Act of Accession and of Regulation (EEC) No 439/81 (1).

(1) OJ No L 53, 27. 2. 1981, p. 19.

*Article 2*

1. The tariff quota referred to in Article 1 shall be divided into two instalments. A first instalment of 36 645 hectolitres of pure alcohol shall be for United Kingdom consumption. A second instalment of 21 925 hectolitres of pure alcohol shall be allocated among the other Member States.

2. The shares of each of the Member States to which the second instalment is allocated pursuant to paragraph 1 shall consist of the following quantities:

	(hectolitres of pure alcohol)
Benelux	2 800
Denmark	930
Germany	15 704
Greece	16
France	1 160
Ireland	1 125
Italy	190

*Article 3*

1. Member States shall manage the shares allocated to them in accordance with their own arrangements.

2. The extent to which the Member States have taken up their shares shall be determined on the basis of the imports of the products in question, originating in the ACP States, entered for customs clearance under declarations for free circulation.

*Article 4*

1. Member States shall inform the Commission each month of imports actually charged against the tariff quota.

2. The United Kingdom shall take the steps necessary to ensure that the quantities imported from the ACP States under the conditions laid down in Articles 1 and 2 are restricted to those meeting its domestic consumption requirements.

3. The Commission shall regularly inform the Member States of the extent to which the tariff quota has been taken up.

4. Where necessary, consultations may be held at the request of a Member State or on the initiative of the Commission.

*Article 5*

The Commission shall take all necessary measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

ACP-EEC Convention <sup>(1)</sup> shall apply to the products covered by this Regulation.

*Article 6*

Council Regulation (EEC) No 1470/80 of 9 June 1980 on the safeguard measures provided for in the second

*Article 7*

This Regulation shall enter into force on 1 March 1985.

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

Done at Brussels, 26 February 1985.

*For the Council*

*The President*

F. PANDOLFI

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<sup>(1)</sup> OJ No L 147, 13. 6. 1980, p. 4.

**COUNCIL REGULATION (EEC) No 1815/85**

of 27 June 1985

**opening, allocating and providing for the administration of a Community tariff quota for rum, arrack and tafia, falling within subheading 22.09 C I of the Common Customs Tariff and originating in the African, Caribbean and Pacific States (ACP) (1 July 1985 to 30 June 1986)**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Community signed the Third ACP-BEC Convention at Lomé on 8 December 1984; whereas the Community decided, by Council Regulation (EEC) No 485/85 of 26 February 1985 concerning the application of Decision No 2/85 of the ACP-BEC Council of Ministers on transitional measures valid from 1 March 1985 (\*), to apply Protocol 5 annexed to the Convention autonomously in advance;

Whereas Article 1 of Protocol 5 provides that products originating in the African, Caribbean and Pacific (ACP) States which fall within subheading 22.09 C I of the Common Customs Tariff shall, until the entry into force of a common organization of the market in spirits, be allowed into the Community free of customs duties under conditions such as to permit the development of traditional trade flows between the ACP States and the Community, on the one hand, and between the Member States, on the other;

Whereas the Community shall fix each year the quantities which may be imported free of customs duties on the basis of the largest quantities imported annually from the ACP States into the Community in the past three years for which statistics are available, increased by an annual growth rate of 37 % on the market of the United Kingdom and 27 % on the other markets of the Community; whereas, however, the annual volume can in no case be less than 170 000 hectolitres of pure alcohol; whereas on account of the particular features of the rum market the quota period runs from 1 July to 30 June;

Whereas, having regard to the levels reached by imports of the products concerned into the Community and the Member States during the past three years for which statistics are available, the annual quota volume would amount to 154 100 hectolitres of pure alcohol; whereas, since this volume is below the

threshold established by Protocol 5, the quota volume for the period 1 July 1985 to 30 June 1986 must be fixed at 170 000 hectolitres of pure alcohol;

Whereas, during the past three years for which statistics are available, the corresponding imports by each of the Member States represent the following percentages of the imports into the Community from the countries in question of the products concerned:

Member State	1982	1983	1984
Benelux	5,0	5,1	5,7
Denmark	1,7	1,6	1,8
Germany	25,7	24,4	28,0
Greece	0,3	0,0	0,1
France	2,1	1,8	1,0
Ireland	2,0	1,8	1,9
Italy	0,3	0,4	0,5
United Kingdom	62,9	64,9	61,0

Whereas, in view of these factors, of market forecasts for the products in question and of the estimates submitted by certain Member States, quota shares may be fixed approximately at the following percentages:

Benelux	5,30
Denmark	1,70
Germany	26,10
Greece	0,05
France	1,62
Ireland	1,88
Italy	0,42
United Kingdom	62,93

Whereas an arrangement for using the Community tariff quota, based on an allocation between the United Kingdom on the one hand and the other Member States on the other, would seem likely to reconcile the application of the growth rates provided for in Protocol 5 with the uninterrupted application of the duty-free entry arrangements in respect of the said quota to all imports of the products concerned into the Member States until the quota is exhausted; whereas in order to reflect as closely as possible actual market trends for the products concerned, allocation of the Community tariff quota among Member States should be made in accordance with the requirements of the Member States; whereas, in this case, the tariff

(\*) OJ No L 61, 1. 3. 1985, p. 1.

quota should be allocated among the Member States on the basis of the largest quantities imported annually into each Member State during the past two years and taking into account the abovementioned growth rates;

Whereas measures should be laid down to ensure that Protocol 5 is implemented under conditions such as to permit the development of traditional trade flows between the ACP States and the Community, on the one hand, and between the Member States on the other;

Whereas owing to the special character of the products in question and their sensitivity on Community markets, exceptional provision should be made for a method of use based on a single division among Member States;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any measure concerning the administration of the share allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. From 1 July 1985 to 30 June 1986 rum, arrack and tafia falling within subheading 22.09 C 1 of the Common Customs Tariff and originating in the ACP States shall be imported duty free into the Community within the limits of a tariff quota of 170 000 hectolitres of pure alcohol.

2. Within the limit of its share, as indicated in Article 2, the Hellenic Republic shall apply customs duties calculated in accordance with the relevant provisions of the 1979 Act of Accession and of Regulation (EEC) No 439/81 (1).

*Article 2*

1. The tariff quota referred to in Article 1 shall be divided into two instalments. A first instalment of 106 980 hectolitres of pure alcohol shall be for United Kingdom consumption. A second instalment of 63 020 hectolitres of pure alcohol shall be allocated among the other Member States.

2. The shares of each of the Member States to which the second instalment is allocated shall consist of the following quantities:

*(hectolitres of pure alcohol)*

Benelux	9 010
Denmark	2 890
Germany	44 400
Greece	50
France	2 760
Ireland	3 200
Italy	710

*Article 3*

1. Member States shall manage the shares allocated to them in accordance with their own arrangements.

2. The extent to which the Member States have taken up their shares shall be determined on the basis of the imports of the products in question, originating in the ACP States, entered for customs clearance under declarations for free circulation.

*Article 4*

1. Member States shall inform the Commission each month of imports actually charged against the tariff quota.

2. The United Kingdom shall take the steps necessary to ensure that the quantities imported from the ACP States under the conditions laid down in Articles 1 and 2 are restricted to those meeting its domestic consumption requirements.

3. The Commission shall regularly inform the Member States of the extent to which the tariff quota has been taken up.

4. Where necessary, consultations may be held at the request of a Member State or on the initiative of the Commission.

*Article 5*

The Commission shall take all necessary measures, in close cooperation with the Member States, to ensure the implementation of this Regulation.

*Article 6*

Council Regulation (EEC) No 1470/80 of 9 June 1980 on the safeguard measures provided for in the Second ACP-EEC Convention (2) shall apply to the products covered by this Regulation.

*Article 7*

This Regulation shall enter into force on 1 July 1985.

(1) OJ No L 53, 27. 2. 1981, p. 19.

(2) OJ No L 147, 13. 6. 1980, p. 4.

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

Done at Luxembourg, 27 June 1985.

*For the Council*

*The President*

A. BIONDI

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COMMISSION REGULATION (EEC) No 552/85

of 1 March 1985

laying down detailed rules for the application in the beef and veal sector of Regulation (EEC) No 486/85 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories, and amending Regulation (EEC) No 2377/80

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories (<sup>1</sup>), and in particular Article 22 thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (<sup>2</sup>), as last amended by Regulation (EEC) No 2543/73 (<sup>3</sup>), and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 4 of Regulation (EEC) No 486/85 lays down that the duties on imports of beef and veal originating in the African, Caribbean and Pacific States are to be reduced, provided that a tax of a corresponding amount was levied when the goods were exported from the country of origin;

Whereas the amount of the import duties depends upon the level of the levy applicable, and that levy may be adjusted by monetary compensatory amounts; whereas, having regard to the monetary trends in the individual Member States, the amount of the reduction should be calculated separately for each Member State on the basis of the monetary compensatory amount applicable to imports into the Member State concerned;

Whereas the reduction consists of levy and monetary compensatory amount components; whereas, moreover, the fixing of the reduction in ECU may create problems, especially for the exporting country, as regards the exchange rate to be used; whereas conse-

quently, the amount of the reduction should be fixed in national currency for each Member State of destination;

Whereas it appears useful to outline the manner in which the amount to be actually levied on imports is calculated;

Whereas the amount by which the import duties are reduced is fixed quarterly; whereas this amount may vary during transport to the Community; whereas at the time of export the exporting country, when calculating the export tax to be levied, can only base itself on the reduction in force; whereas the export tax must be compared to the reduction applicable at the time of export;

Whereas the amount representing import duties is that applicable on the day of acceptance of the entry of the goods for home use; whereas these duties are reduced by the reduction applicable on that date;

Whereas proof that the export tax provided in Regulation (EEC) No 486/85 has been collected may be furnished by entering the relevant amount on the EUR 1 certificate for the movement of goods referred to in Article 6 of Protocol 1 to the second ACP-BEC Convention signed at Lomé on 31 October 1979 (<sup>4</sup>) and by the provisions that will replace it as from the entry into force of the third ACP-BEC Convention signed at Lomé on 8 December 1984;

Whereas Regulation (EEC) No 2377/80 (<sup>5</sup>), as last amended by Regulation (EEC) No 1994/84 (<sup>6</sup>), lays down special detailed rules for the application of the system of import and export licences in the beef and veal sector; whereas the special detailed rules for licences issued within the scope of Regulation (EEC) No 486/85, which replaces Regulation (EEC) No 435/80 (<sup>7</sup>), should be amended;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

(<sup>1</sup>) OJ No L 61, 1. 3. 1985, p. 4.  
(<sup>2</sup>) OJ No 106, 30. 10. 1962, p. 2553/62.  
(<sup>3</sup>) OJ No L 263, 19. 9. 1973, p. 1.

(<sup>4</sup>) OJ No L 347, 22. 12. 1980, p. 1.  
(<sup>5</sup>) OJ No L 241, 4. 9. 1980, p. 5.  
(<sup>6</sup>) OJ No L 186, 13. 7. 1984, p. 17.  
(<sup>7</sup>) OJ No L 55, 28. 2. 1980, p. 4.

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Import licences shall be issued for beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland and Zimbabwe under the conditions laid down in this Regulation and within the limits of the quantities, expressed in tonnes of boned meat, fixed in Regulation (EEC) No 486/85.

2. For the purposes of this Regulation, 100 kilograms of boned meat shall be equivalent to 130 kilograms of unboned meat.

*Article 2*

Importation under the arrangements for import duty reduction may take place only if the origin of the products concerned is certified by the competent authorities of the exporting countries in accordance with the rules of origin applicable to the products in question pursuant to Protocol 1 to the Second ACP-EEC Convention signed at Lomé on 31 October 1979.

*Article 3*

1. The amount provided for in Article 4 (1) of Regulation (EEC) No 486/85 for each product intended for importation into a Member State shall be equal to 90 % of the amount of the levy, adjusted as appropriate by the monetary compensatory amount valid for imports into that Member State during the week preceding that in which the quarter for which the reduction is calculated begins.

The reduction shall be fixed for each Member State in its national currency.

2. The reduction shall be deducted from the levy valid on the day on which the customs import formalities are completed in the Member State concerned, adjusted as appropriate by the monetary coefficient shown in Annex II to the relevant Commission Regulation fixing the monetary compensatory amounts and by the monetary compensatory amount valid in the Member State concerned on the same date.

*Article 4*

1. The import duties shall be reduced by the amount fixed in accordance with Article 3 only if:

(a) an export tax at least equal to that amount has been levied;

(b) the EUR 1 certificate for the movement of goods referred to in Article 6 of Protocol 1 to the Second ACP-EEC Convention signed at Lomé on 31 October 1979 indicates:

- in box 7, the amount of the export tax levied per 100 kilograms,
- in box 8, the Common Customs Tariff sub-heading for the products in question.

A separate certificate shall be drawn up for each subheading of the Common Customs Tariff.

2. At the time of the completion of customs import formalities for the release of the goods for free circulation, the amount of the export tax levied per 100 kilograms shall be compared with the amount fixed in accordance with Article 3 in respect of the importing Member State, which was applicable at the time when the EUR 1 certificate for the movement of goods was issued.

If the amount of the export tax levied is expressed in a currency other than that of the importing Member State, the exchange rate used shall be the most recent selling rate recorded on the most representative exchange market or markets of that Member State.

The export tax levied shall be considered as corresponding to the amount fixed in accordance with Article 3 when the comparison shows that the export tax expressed in the currency of the importing Member State is not lower than the said amount.

3. The amount by which the import duties shall be reduced shall be that applicable on the date on which the entry of the goods for release for free circulation is accepted.

4. The application of this Regulation may in no case result in the granting of an amount.

*Article 5*

Regulation (EEC) No 2377/80 is hereby amended as follows:

1. Article 13 (1) is replaced by the following:

1. Applications for import licences for products to be imported duty free pursuant to Article 2 of Regulation (EEC) No 486/85 and qualifying, as appropriate, for either a reduction of import duties other than customs duties in accordance with Article 4 of the said Regulation or exemption from levies in accordance with Article 20 of the said Regulation and the licences themselves shall contain:

(a) in Section 12, one of the following endorsements :

"AVS/OLT-varer (forordning (EØF) nr. 486/85)",  
 "AKP/ÜLG-Erzeugnis (Verordnung (EWG) Nr. 486/85)",

"Προϊόν ΑΚΕ/ΥΧΕ (κανονισμός (ΕΟΚ) αριθ. 486/85",

"ACP/OCT product (Regulation (EEC) No 486/85)",

"Produit ACP/PTOM (règlement (CEE) n° 486/85)",

"Prodotto ACP/PTOM (regolamento (CEE) n. 486/85)",

"ACS/LGO-produkt (Verordening (EEG) nr. 486/85)",

(b) in Section 14, the name of the State, country or territory in which the product is to originate.

2. Point 1 of Section I of Annex I is replaced by the following :

1. **ACP/OCT products.**

(Under Regulation (EEC) No 486/85)

(expressed in tonnes of boned meat)

CCT heading No	Code	From				
		Madagascar	Botswana	Swaziland	Kenya	Zimbabwe
02.01 A II a)	110	370	391	393	346	382
02.01 A II b)	120					

*Article 6*

Regulation (EEC) No 486/80 (\*) is hereby repealed.

*Article 7*

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

It shall apply from 1 March 1985.

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

Done at Brussels, 1 March 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

(\*) OJ No L 56, 29. 2. 1980, p. 22.

**COMMISSION REGULATION (EEC) No 848/85**

**of 28 March 1985**

**fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(1)</sup>, and in particular Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 486/85 provides for a 90 % reduction in the import duties on beef and veal; whereas the amount of this reduction

must be calculated in conformity with Article 3 of Commission Regulation (EEC) No 552/85<sup>(2)</sup>,

HAS ADOPTED THIS REGULATION:

*Article 1*

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 486/85 shall, in respect of importations during the second quarter of 1985, be as shown in the Annex hereto.

*Article 2*

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

It shall apply from 1 April 1985.

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

Done at Brussels, 28 March 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No L 63, 2. 3. 1985, p. 13.

BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου Numéro CCT heading No Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Flux/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 χγρ	France FF/100 kg	Irland £ Ir/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	5 122,8	928,82	264,58	9 794,37	753,91	82,795	157 619	298,13	68,095
02.01 A II a) 1	9 733,3	1 764,76	502,71	18 609,30	1 432,43	157,310	299 477	566,44	129,380
02.01 A II a) 2	7 786,7	1 411,81	402,82	14 887,51	1 145,95	125,849	239 582	453,87	103,501
02.01 A II a) 3	11 679,9	2 117,71	604,22	22 331,09	1 718,92	188,772	359 370	680,81	155,256
02.01 A II a) 4 aa)	14 600,0	2 647,14	746,02	29 120,67	2 174,45	235,966	451 903	840,57	195,232
02.01 A II a) 4 bb)	16 700,3	3 027,97	858,56	32 528,53	2 470,56	269,912	515 174	967,39	222,566
02.01 A II b) 1	7 725,3	1 400,70	400,11	14 605,16	1 133,40	124,858	237 327	450,83	102,531
02.01 A II b) 2	6 180,3	1 120,55	320,09	11 684,03	906,71	99,886	189 860	360,67	82,024
02.01 A II b) 3	9 656,7	1 750,87	500,14	18 256,48	1 416,74	156,072	296 659	563,54	128,163
02.01 A II b) 4 aa)	11 588,0	2 101,04	529,99	22 980,98	1 723,03	187,286	358 381	668,16	154,829
02.01 A II b) 4 bb) 11	9 656,7	1 750,87	500,14	18 256,48	1 416,74	156,072	296 659	563,54	128,163
02.01 A II b) 4 bb) 22 (*)	9 656,7	1 750,87	500,14	18 256,48	1 416,74	156,072	296 659	563,54	128,163
02.01 A II b) 4 bb) 33	13 287,6	2 409,19	683,37	25 841,48	1 964,84	214,754	409 807	770,00	177,045
02.06 C I a) 1	14 600,0	2 647,14	746,02	29 120,67	2 174,45	235,966	451 903	840,57	195,232
02.06 C I a) 2	16 700,3	3 027,97	855,95	32 918,68	2 478,91	269,912	516 043	964,45	222,942
16.02 B III b) 1 aa)	16 700,3	3 027,97	856,87	32 918,68	2 478,91	269,912	516 043	965,48	222,942

- (\*) Ηενførsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.  
 (\*) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.  
 (\*) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομιζομενης πιστοποιητικου εκδιδόμενου καθ' όρους προβλεπομένων παρά των αρμοδίων αρχών.  
 (\*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.  
 (\*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.  
 (\*) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.  
 (\*) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

**COMMISSION REGULATION (EEC) No 1801/85**

**of 28 June 1985**

**fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(1)</sup>, and in particular Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 486/85 provides for a 90 % reduction in the import duties on beef and veal; whereas the amount of this reduction must be calculated in conformity with Article 3 of Commission Regulation (EEC) No 552/85<sup>(2)</sup>,

HAS ADOPTED THIS REGULATION:

*Article 1*

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 486/85 shall, in respect of importations during the third quarter of 1985, be as shown in the Annex hereto.

*Article 2*

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

It shall apply from 1 July 1985.

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

Done at Brussels, 28 June 1985.

*For the Commission*  
Frans ANDRIESEN  
*Vice-President*

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No L 63, 2. 3. 1985, p. 13.

BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου CCT heading No Numéro du tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Fluz/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 χγρ	France FF/100 kg	Ireland £ Irl/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	5 343,8	968,89	275,73	11 783,79	806,07	86,366	170 635	310,69	71,601
02.01 A II a) 1	10 153,2	1 840,88	523,90	22 389,21	1 531,53	164,095	324 205	590,32	136,041
02.01 A II a) 2	8 122,5	1 472,70	419,13	17 911,25	1 225,22	131,276	259 363	472,25	108,833
02.01 A II a) 3	12 183,8	2 209,06	628,69	26 867,07	1 837,84	196,915	389 047	708,38	163,250
02.01 A II a) 4 aa)	15 229,7	2 761,32	777,80	33 583,76	2 297,30	246,143	486 308	876,38	201,391
02.01 A II a) 4 bb)	17 420,6	3 158,56	894,92	38 415,05	2 627,78	281,552	556 267	1 008,34	232,092
02.01 A II b) 1	9 268,2	1 680,43	477,97	20 437,76	1 398,04	149,793	295 948	538,55	124,096
02.01 A II b) 2	7 414,6	1 344,34	382,37	16 350,17	1 118,43	119,834	236 758	430,85	99,275
02.01 A II b) 3	11 585,3	2 100,54	597,47	25 547,22	1 747,55	187,241	369 935	673,20	155,119
02.01 A II b) 4 aa)	13 902,3	2 520,64	709,79	30 656,58	2 097,05	224,690	443 921	799,76	183,766
02.01 A II b) 4 bb) 11	11 585,3	2 100,54	597,47	25 547,22	1 747,55	187,241	369 935	673,20	155,119
02.01 A II b) 4 bb) 22 (*)	11 585,3	2 100,54	597,47	25 547,22	1 747,55	187,241	369 935	673,20	155,119
02.01 A II b) 4 bb) 33	15 941,3	2 890,33	817,29	35 152,87	2 404,63	257,643	509 029	920,90	211,847
02.06 C I a) 1'	15 229,7	2 761,32	777,80	33 583,76	2 297,30	246,143	486 308	876,38	201,391
02.06 C I a) 2	17 420,6	3 158,56	892,31	38 415,05	2 627,78	281,552	556 267	1 005,40	231,229
16.02 B III b) 1 aa)	17 420,6	3 158,56	892,31	38 415,05	2 627,78	281,552	556 267	1 005,40	231,229

(\*) Henførsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

(\*) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(\*) Η υπαγωγή εις την διάκρισιν ταύτην εξαρτάται εκ της προσκομισώς πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένου παρά των αρμοδίων αρχών.

(\*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(\*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(\*) L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(\*) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

COMMISSION REGULATION (EEC) No 2714/85

of 25 September 1985

fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(1)</sup>, and in particular Article 4 thereof,

Whereas Article 4 (1) of Regulation (EEC) No 486/85 provides for a 90 % reduction in the import duties on beef and veal; whereas the amount of this reduction

must be calculated in conformity with Article 3 of Commission Regulation (EEC) No 552/85<sup>(2)</sup>,

HAS ADOPTED THIS REGULATION:

*Article 1*

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 486/85 shall, in respect of importations during the fourth quarter of 1985, be as shown in the Annex hereto.

*Article 2*

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

It shall apply from 1 October 1985.

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

Done at Brussels, 25 September 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No L 63, 2. 3. 1985, p. 13.

## BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του Κοινού Δασμολογίου CCT heading No Numero du tarif douanier commun Numero della tariffa doganale comune Nr van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Flux/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 χγρ	France FF/100 kg	Ireland £ Irl/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	5 343,8	968,89	275,73	11 823,64	806,07	86,366	169 208	310,69	71,618
02.01 A II a) 1	10 153,2	1 840,88	523,90	22 464,89	1 531,53	164,095	321 494	590,32	136,073
02.01 A II a) 2	8 122,5	1 472,70	419,13	17 971,72	1 225,22	131,276	257 195	472,25	108,858
02.01 A II a) 3	12 183,8	2 209,06	628,69	26 957,87	1 837,84	196,915	385 793	708,38	163,287
02.01 A II a) 4 aa)	15 229,7	2 761,32	777,80	34 600,26	2 297,30	246,143	492 536	876,38	201,321
02.01 A II a) 4 bb)	17 420,6	3 158,56	894,92	38 992,93	2 627,78	281,552	556 724	1 008,34	232,088
02.01 A II b) 1	9 268,2	1 680,43	477,97	20 536,96	1 398,04	149,793	293 817	538,55	124,120
02.01 A II b) 2	7 414,6	1 344,34	382,37	16 429,53	1 118,43	119,834	235 052	430,85	99,294
02.01 A II b) 3	11 585,3	2 100,54	597,47	25 671,18	1 747,55	187,241	367 271	673,20	155,148
02.01 A II b) 4 aa)	13 902,3	2 520,64	709,79	31 608,64	2 097,05	224,690	449 880	799,76	183,699
02.01 A II b) 4 bb) 1)	11 585,3	2 100,54	597,47	25 671,18	1 747,55	187,241	367 271	673,20	155,148
02.01 A II b) 4 bb) 2) (')	11 585,3	2 100,54	597,47	25 671,18	1 747,55	187,241	367 271	673,20	155,148
02.01 A II b) 4 bb) 3)	15 941,3	2 890,33	817,29	35 862,77	2 404,63	257,643	511 511	920,90	211,280
02.06 C I a) 1	15 229,7	2 761,32	777,80	34 600,26	2 297,30	246,143	492 536	876,38	201,321
02.06 C I a) 2	17 420,6	3 158,56	892,31	39 284,98	2 627,78	281,552	560 052	1 005,40	231,186
16.02 B III b) 1 aa)	17 420,6	3 158,56	892,31	39 284,98	2 627,78	281,552	560 052	1 005,40	231,186

(') Henførsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

(') Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(') Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομίσεως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένου παρά των αρμοδίων αρχών.

(') Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(') L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(') L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(') Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

**COMMISSION REGULATION (EEC) No 2781/85  
of 2 October 1985**

**correcting Regulation (EEC) No 2714/85 fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(1)</sup>, and in particular Article 4 thereof,

Whereas Commission Regulation (EEC) No 2714/85 of 25 September 1985<sup>(2)</sup> fixes the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced;

Whereas a mistake has, upon scrutiny, been found in the figures in the Annex to the Regulation; whereas the Regulation should therefore be corrected,

HAS ADOPTED THIS REGULATION:

*Article 1*

In the Annex to Regulation (EEC) No 2714/85, the column 'Ελλάδα' is hereby replaced by that in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 3 October 1985.

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

Done at Brussels, 2 October 1985.

*For the Commission*

FRANS ANDRIESEN

*Vice-President*

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No L 257, 28. 9. 1985, p. 5.

## ANNEX

## ANNEX

CCT heading No	Ελλάδα Δρχ/100 χΥΡ
01.02 A II	11 621,32
02.01 A II a) 1	22 080,59
02.01 A II a) 2	17 664,37
02.01 A II a) 3	26 496,71
02.01 A II a) 4 aa)	34 292,91
02.01 A II a) 4 bb)	38 467,15
02.01 A II b) 1	20 195,14
02.01 A II b) 2	16 156,11
02.01 A II b) 3	25 243,95
02.01 A II b) 4 aa)	31 335,22
02.01 A II b) 4 bb) 11	25 243,95
02.01 A II b) 4 bb) 22 (*)	25 243,95
02.01 A II b) 4 bb) 33	35 435,54
02.06 C I a) 1	34 292,91
02.06 C I a) 2	38 846,05
16.02 B III b) 1 aa)	38 846,05

(\*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

**COMMISSION DECISION**  
**of 2 October 1985**  
**on health protection measures in respect of Zimbabwe**  
**(85/472/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries<sup>(1)</sup>, as last amended by Directive 83/91/EEC<sup>(2)</sup>, and in particular Article 15 thereof,

Whereas the Member States should be granted the option of authorizing imports into their territory, under certain conditions and from certain regions, of fresh meat from Zimbabwe, taking into account, in particular, the existing health situation in that country and the measures taken by that country's authorities to combat foot-and-mouth disease and to avoid its spreading into other, unaffected regions;

Whereas outbreaks of exotic foot-and-mouth disease have occurred from time to time in certain southern areas of Zimbabwe; whereas, however, other parts of the country have been free of the disease for a number of years;

Whereas strict measures, in particular the prohibition of movements of livestock from the southern regions of Zimbabwe to the disease-free region of Mashonaland, are applied, except in the case of livestock for immediate slaughter; whereas the southern regions are clearly demarcated from the disease-free region; whereas measures are applied throughout the country to monitor the movements of livestock and to detect any outbreak of the disease;

Whereas the central veterinary authorities of Zimbabwe have confirmed that Zimbabwe has remained free of foot-and-mouth disease since September 1984 and have undertaken to inform the Member States and the Commission of any new outbreak of foot-and-mouth disease therein within 24

hours, by telex or telegram, or of an alteration to their vaccination policy against it;

Whereas the competent authorities of Zimbabwe have given assurances that meat intended for the Community will be produced, handled and stored entirely separately from meat which does not fulfil the terms of this Decision;

Whereas this Decision will be reviewed in the light of the developing animal health situation in Zimbabwe and in particular of the appearance of foot-and-mouth disease, of the vaccination policy employed, of the designation of buffer zones and of the designation of regions from which animals, whose meat is intended for export to the Community, are acceptable;

Whereas the animal health requirements of Member States, pursuant to Article 16 of Directive 72/462/EEC relating to imports of meat from Zimbabwe, have not yet been laid down at Community level; whereas, pending the entry into force of such requirements, the Member States may continue to apply their national animal health rules on imports of fresh meat from Zimbabwe;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

The prohibition provided for in Article 14 (2) of Directive 72/462/EEC shall not apply to the veterinary region of Mashonaland in Zimbabwe in respect of boned carcass meat (excluding offal).

*Article 2*

If a Member State authorizes the importation into its own territory of fresh meat exclusively from boned carcasses of animals of the bovine species coming from the region referred to in Article 1 and slaughtered in that region, the following conditions shall apply:

<sup>(1)</sup> OJ No L 302, 31. 12. 1972, p. 28.

<sup>(2)</sup> OJ No L 59, 5. 3. 1983, p. 34.

- the meat shall satisfy the requirements of the specimen health certificate annexed hereto; the certificate shall accompany the meat during transport to the importing Member State,
- the meat shall not enter the importing Member State's territory for at least 21 days from the date of slaughter,
- the meat shall come from bovine animals coming from the region mentioned in Article 1.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 2 October 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

ANNEX

ANIMAL HEALTH CERTIFICATE

for fresh meat<sup>(1)</sup> from boned carcasses<sup>(2)</sup> of bovine animals from Zimbabwe

Reference number of the public health certificate .....  
Ministry .....  
Department .....  
Reference .....  
(Optional)

I. Identification of meat

Meat<sup>(3)</sup> of .....  
(Animal species)  
Nature of cuts<sup>(4)</sup> .....  
Nature of packaging .....  
Number of cuts or packages .....  
Net weight .....

II. Origin of meat

Address and veterinary approval number of the approved slaughterhouse .....  
.....  
Address and veterinary approval number of the approved cutting plant .....  
.....  
.....

III. Destination of meat

The meat will be sent from .....  
(Place of loading)  
to .....  
(Country and place of destination)  
by the following means of transport<sup>(5)</sup> .....  
Name and address of consignor .....  
.....  
Name and address of consignee .....  
.....

<sup>(1)</sup> 'Fresh meat' means all parts of domestic bovine animals fit for human consumption which have not undergone any preserving process; however, chilled and frozen meat shall be considered to be fresh meat.

<sup>(2)</sup> 'Carcasse' means the whole body of a slaughtered animal after bleeding, evisceration, removal of the limbs at the carpus and tarsus, removal of the head, tail and mammary gland and in addition, in the case of bovine animals, after skinning.

<sup>(3)</sup> Only fresh, boned carcasse meat of bovine animals from which the major accessible lymphatic glands have been removed is authorized for importation.

<sup>(4)</sup> Fresh carcasse meat is authorized for importation only if all bones have been removed.

<sup>(5)</sup> For railway wagons or lorries, the vehicle registration number should be stated, for aircraft the flight number and for vessels the name.

IV. Attestation of health

I, the undersigned, official veterinarian, certify that :

1. The fresh, boned carcase meat described above :

(a) originates from cattle which :

- were born and reared in the Republic of Zimbabwe and which, in the preceding 12 months or since birth, have remained in the veterinary region of Mashonaland,
- bore, in accordance with the legal provisions, a mark indicating their region of origin,
- had not been vaccinated against foot-and-mouth disease within the past 12 months,
- on the way to the slaughterhouse and while awaiting slaughter therein did not come into contact with animals not satisfying the requirements laid down in the Decisions of the European Economic Community currently in force as regards export of their meat to a Member State, and if they were conveyed by vehicle or container, the latter was cleaned and disinfected before loading,
- when subjected to an ante-mortem health inspection at the slaughterhouse during the 24 hours preceding slaughter, which included examination of the mouth and feet, showed no symptom of foot-and-mouth disease,
- were slaughtered during the entry into force of Commission Decision 85/472/EEC (date of slaughter .....);

(b) was obtained in a slaughterhouse in which no case of foot-and-mouth disease has been detected for at least three months ;

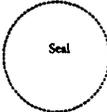
(c) has been kept strictly separate from meat not conforming to the requirements for export to a Member State laid down in the Decisions of the European Economic Community currently in force ;

(d) has had the major accessible lymphatic glands removed ;

(e) originates from carcasses which were matured at an ambient temperature of more than +2 °C for at least 24 hours after slaughter and before boning.

2. During the period between arrival of the cattle at the slaughterhouse and completion of the packing of the meat of the same cattle for export to a Member State, in boxes or cartons, no animal or meat not conforming to the requirements laid down in the Decisions of the European Economic Community currently in force as regards export of meat to a Member State was present in the slaughterhouse or cutting plant.

Done at ..... on .....



.....  
(Signature of official veterinarian)

**COMMISSION DECISION**

**of 2 October 1985**

**supplementing, by the addition of Zimbabwe, the list of third countries from which Member States authorize imports of bovine animals, swine and fresh meat**

**(85/473/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine animals and swine and fresh meat from third countries<sup>(1)</sup>, as last amended by Directive 83/91/EEC<sup>(2)</sup>, and in particular Article 3 thereof,

Whereas, in order to decide in respect both of bovine animals and swine and of fresh meat whether a country or part of a country may be included in the list, particular account is taken of the criteria set out in Article 3 (2) of Directive 72/462/EEC;

Whereas Zimbabwe may be considered to satisfy these criteria for fresh meat of bovine animals; whereas it is necessary to supplement, by the addition of Zimbabwe and as regards the abovementioned category of fresh meat, the list referred to in Article 3 (1) of Directive 72/462/EEC adopted by the Council and contained in the Annex to its Decision 79/542/EEC of 21 December 1976 drawing up a list of third countries from which the Member States authorize imports of bovine animals, swine and fresh meat<sup>(3)</sup>;

Whereas it will be necessary to specify the regions of Zimbabwe from which such imports may be autho-

rized; whereas other measures concerning animal health inspection remain to be taken;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

Without prejudice to Directive 72/462/EEC, and in particular any measures which may have to be taken under the procedure provided for in Article 29 of that Directive, the list of countries from which Member States authorize importation of bovine animals, swine and fresh meat contained in Decision 79/542/EEC is hereby supplemented by the addition of Zimbabwe as regards fresh meat of bovine animals.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 2 October 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

(1) OJ No L 302, 31. 12. 1972, p. 28.

(2) OJ No L 59, 5. 3. 1983, p. 34.

(3) OJ No L 146, 14. 6. 1979, p. 15.

COMMISSION REGULATION (EEC) No 3660/85  
of 20 December 1985

fixing the amounts by which import duties on beef and veal originating in the African, Caribbean and Pacific States are to be reduced

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

be calculated in conformity with Article 3 of Commission Regulation (EEC) No 552/85<sup>(1)</sup>,

Having regard to the Treaty establishing the European Economic Community,

HAS ADOPTED THIS REGULATION:

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(2)</sup>, as amended by Regulation (EEC) No 2903/85<sup>(2)</sup>, and in particular Article 4 thereof,

*Article 1*

The amounts by which import duties on beef and veal are to be reduced pursuant to Article 4 (1) of Regulation (EEC) No 486/85 shall, in respect of importations during the first quarter of 1986, be as shown in the Annex hereto.

*Article 2*

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

Whereas Article 4 (1) of Regulation (EEC) No 486/85 provides for a 90 % reduction in the import duties on beef and veal ; whereas the amount of this reduction must

It shall apply from 1 January 1986.

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

Done at Brussels, 20 December 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

<sup>(1)</sup> OJ No L 61, 1. 3. 1985, p. 4.

<sup>(2)</sup> OJ No L 279, 19. 10. 1985, p. 5.

<sup>(1)</sup> OJ No L 63, 2. 3. 1985, p. 13.

## BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Position i den fælles toldtarif Nummer des Gemeinsamen Zolltarifs Κλάση του κοινού εστωκολογίου CCT heading No Numéro du tarif douanier commun Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief	Belgique Luxembourg FB/Flux/100 kg	Danmark Dkr./100 kg	Deutschland DM/100 kg	Ελλάδα Δρχ./100 χγρ	France FF/100 kg	Ireland £ Irl/100 kg	Italia Lit/100 kg	Nederland Fl/100 kg	United Kingdom £/100 kg
01.02 A II	5 343,8	968,89	275,73	10 915,61	806,07	86,366	168 861	310,69	70,941
02.01 A II a) 1	10 153,2	1 840,88	523,90	20 739,75	1 531,53	164,095	320 836	590,32	134,789
02.01 A II a) 2	8 122,5	1 472,70	419,13	16 591,64	1 225,22	131,276	256 667	472,25	107,829
02.01 A II a) 3	12 183,8	2 209,06	628,69	24 887,75	1 837,84	196,915	385 003	708,38	161,745
02.01 A II a) 4 aa)	15 229,7	2 761,32	777,80	37 373,38	2 297,30	246,143	494 051	876,38	204,272
02.01 A II a) 4 bb)	17 420,6	3 158,56	894,92	38 693,23	2 627,78	281,552	556 835	1 008,34	232,304
02.01 A II b) 1	9 611,0	1 742,59	495,28	20 143,65	1 449,76	155,335	304 750	558,05	127,761
02.01 A II b) 2	7 688,8	1 394,06	396,22	16 114,87	1 159,80	124,267	243 798	446,45	102,209
02.01 A II b) 3	12 013,8	2 178,24	619,09	25 179,61	1 812,20	194,168	380 938	697,57	159,702
02.01 A II b) 4 aa)	14 416,6	2 613,89	735,74	35 786,99	2 174,63	233,001	468 508	829,00	193,502
02.01 A II b) 4 bb) 11	12 013,8	2 178,24	619,09	25 179,61	1 812,20	194,168	380 938	697,57	159,702
02.01 A II b) 4 bb) 22 (*)	12 013,8	2 178,24	619,09	25 179,61	1 812,20	194,168	380 938	697,57	159,702
02.01 A II b) 4 bb) 33	16 530,9	2 997,25	847,05	38 387,92	2 493,58	267,175	531 813	954,43	220,998
02.06 C I a) 1	15 229,7	2 761,32	777,80	37 373,38	2 297,30	246,143	494 051	876,38	204,272
02.06 C I a) 2	17 420,6	3 158,56	892,31	40 718,41	2 627,78	281,552	560 973	1 005,40	232,980
16.02 B III b) 1 aa)	17 420,6	3 158,56	892,31	40 718,41	2 627,78	281,552	560 973	1 005,40	232,980

(\*) Henførsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

(\*) Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

(\*) Η υπαγωγή εις την διάκριση ταύτην εξαρτάται εκ της προσκομισέως πιστοποιητικού εκδιδόμενου καθ' όρους προβλεπομένους παρά των αρμοδίων αρχών.

(\*) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

(\*) L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

(\*) L'ammissione in questa sotto voce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

(\*) Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

**COMMISSION REGULATION (EEC) No 3757/85**

**of 20 December 1985**

**on the quantities in respect of beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland, and Zimbabwe to be imported during 1986**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 486/85 of 26 February 1985 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(1)</sup>, as amended by Regulation (EEC) No 2903/85<sup>(2)</sup>, and in particular Article 22 thereof,

Having regard to Commission Regulation (EEC) No 2377/80 of 4 September 1980 on special detailed rules for the application of the system of import and export licences in the beef and veal sector<sup>(3)</sup>, as last amended by Regulation (EEC) No 552/85<sup>(4)</sup>, and in particular Article 15 (6) thereof,

Whereas Regulation (EEC) No 486/85 provides for the possibility of issuing import licences for beef and veal products;

Whereas the quantities in respect of which it will be possible to apply for licences from 1 January 1986 should be fixed,

HAS ADOPTED THIS REGULATION:

*Article 1*

Applications for licences may be submitted, in accordance with Article 15 (6) subparagraph (b) (ii) of Regulation (EEC) No 2377/80, during the first 10 days of January 1986 in respect of the following quantities of boned beef and veal:

Botswana :	18 916 tonnes
Kenya :	142 tonnes
Madagascar :	7 579 tonnes
Swaziland :	3 363 tonnes
Zimbabwe :	8 100 tonnes

*Article 2*

This Regulation shall enter into force on 1 January 1986.

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

Done at Brussels, 20 December 1985.

*For the Commission*

Frans ANDRIESEN

*Vice-President*

<sup>(1)</sup> OJ No L 55, 28. 2. 1980, p. 4.

<sup>(2)</sup> OJ No L 279, 19. 10. 1985, p. 5.

<sup>(3)</sup> OJ No L 241, 13. 9. 1980, p. 5.

<sup>(4)</sup> OJ No L 63, 2. 3. 1985, p. 13.

**COUNCIL REGULATION (EEC) No 1544/85**

of 4 June 1985

revising the amounts for the documentary requirements in Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation to the Second ACP — EEC Convention

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 485/85 of 26 February 1985 concerning the application of Decision No 2/85 of the ACP-BEC Council of Ministers on transitional measures valid from 1 March 1985<sup>(1)</sup>,

Having regard to Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation<sup>(2)</sup> to the Second ACP-BEC Convention, and in particular Article 6 thereof,

Having regard to the proposal from the Commission,

Whereas Article 6 (1), point (d) of Protocol 1 provides that the Community may, where necessary revise the amounts for determining when forms EUR 2 may be used instead of movement certificates EUR 1 or when no documentary evidence of origin is required as laid down in Article 16 of the said Protocol; whereas the amounts in question were most recently revised by Regulation (EEC) No 3150/83<sup>(3)</sup>;

Whereas as a consequence of the automatic change, which takes place every two years, of the base date provided for in the second sentence of Article 6 (1),

point (c) of the Protocol, the effective value of the limits expressed in the national currencies concerned, which correspond to the amounts laid down in Articles 6 and 16 of the Protocol, would be reduced; whereas in order to offset such a reduction it is necessary to increase these amounts,

HAS ADOPTED THIS REGULATION:

*Article 1*

Protocol 1 to the Second ACP-BEC Convention is hereby amended as follows:

- the amount laid down in Article 6 (1), point (b) is hereby increased to 2 355 ECU,
- the amounts laid down in Article 16 (2) are hereby increased to 165 ECU and 470 BCU respectively.

*Article 2*

Regulation (EEC) No 3150/83 is hereby repealed.

*Article 3*

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

It shall apply from 1 May 1985.

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

Done at Luxembourg, 4 June 1985.

*For the Council*

*The President*

L. GRANELLI

<sup>(1)</sup> OJ No L 61, 13. 3. 1985, p. 1.

<sup>(2)</sup> OJ No L 347, 22. 12. 1980, p. 73.

<sup>(3)</sup> OJ No L 309, 10. 11. 1983, p. 4.

**COMMISSION REGULATION (EEC) No 2557/85**  
**of 11 September 1985**

**regarding the application of Decisions No 1/85, No 2/85 and No 3/85 of the ACP-EEC Customs Cooperation Committee derogating from the definition of the concept of 'originating products'**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to Council Decision 81/968/EEC of 24 November 1981 on the application of derogations from the definition of originating products under the second ACP-EEC Convention <sup>(1)</sup>,

Having regard to Council Regulation (EEC) No 485/85 of 26 February 1985 concerning the application of Decision No 2/85 of the ACP-EEC Council of Ministers on transitional measures valid from 1 March 1985 <sup>(2)</sup>,

Whereas the ACP-EEC Customs Cooperation Committee set up under the second ACP-EEC Convention, signed at Lomé on 31 October 1979, adopted pursuant to Articles 28 (3) and 30 (1) of Protocol 1 to that Convention, Decisions No 1/85,

2/85 and 3/85 derogating from the definition of the concept of 'originating products',

Whereas it is necessary in accordance with Article 33 of the said Protocol 1 to take the measure required to implement those Decisions,

HAS ADOPTED THIS REGULATION:

*Article 1*

Decisions No 1/85, 2/85 and 3/85 of the ACP-EEC Customs Cooperation Committee annexed to this Regulation shall apply in the Community.

*Article 2*

This Regulation shall enter into force on the day of 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, 11 September 1985.

*For the Commission*

COCKFIELD

*Vice-President*

<sup>(1)</sup> OJ No L 354, 9. 12. 1981, p. 30.

<sup>(2)</sup> OJ No L 61, 1. 3. 1985, p. 1.



III. - COMMUNITY ACTS RELATING TO  
THE APPLICATION OF THE LOME CONVENTION

B. SUGAR



COUNCIL REGULATION (EEC) No 4137/86

of 15 September 1986

on the conclusion of Agreements in the form of an Exchange of Letters between the European Economic Community and, on the one hand, Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, the Republic of the Ivory Coast, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Federation of St. Christopher and Nevis, the Republic of Suriname, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda and the Republic of Zimbabwe and, on the other hand, the Republic of India on the guaranteed prices for cane sugar for the 1985/86 delivery period (\* )

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

*Article 1*

The Agreements in the form of an Exchange of Letters between the European Economic Community and, on the one hand, Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, the Republic of the Ivory Coast, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Federation of St. Christopher and Nevis, the Republic of Suriname, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda and the Republic of India on the guaranteed prices for cane sugar for the 1985/86 delivery period are hereby approved on behalf of the Community.

Having regard to the Protocol 7 on ACP sugar annexed to the Third ACP — EEC Convention <sup>(1)</sup>, and in particular Article 5 (4) thereof,

The text of the Agreements is attached to this Regulation.

Having regard to the Agreement between the European Economic Community and the Republic of India on cane sugar <sup>(2)</sup>, and in particular Article 5 (4) thereof,

*Article 2*

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreements in order to bind the Community.

Having regard to the proposal from the Commission,

Whereas implementation of the aforementioned Protocol and Agreement is carried out, in accordance with Article 1 (2) of each, within the framework of the management of the common organization of the sugar market;

*Article 3*

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

Whereas it is appropriate to approve the Agreements in the form of an Exchange of Letters between the European Economic Community and, on the one hand, the States referred to in the aforementioned Protocol and, on the other, the Republic of India on the guaranteed prices for cane sugar for the 1985/86 delivery period,

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

Done at Brussels, 15 September 1986.

*For the Council*  
*The President*  
M. JOPLING

<sup>(1)</sup> OJ No L 86, 31. 3. 1986, p. 164.

<sup>(2)</sup> OJ No L 190, 22. 7. 1975, p. 35.

(\* ) See Agreement p. 83 of this compilation of texts.



III. - COMMUNITY ACTS RELATING TO  
THE APPLICATION OF THE LOME CONVENTION

C. FISHERIES



**Information on the date of entry into force of the Agreement between the European Economic Community and the Government of the Democratic Republic of São Tomé and Príncipe on fishing off the coast of São Tomé and Príncipe (\*)**

The European Economic Community and the Government of the Democratic Republic of São Tomé and Príncipe notified each other, on 8 November 1984 and 18 April 1985 respectively, of the completion of the procedures necessary for the entry into force of the Agreement.

The Agreement, pursuant to Article 13 thereof, accordingly came into force on 18 April 1985.

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(\*) OJ No L 54, 25. 2. 1984, p. 1.

European Communities — Council

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