

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 485 final.

Brussels, 29 September 1978.

Proposal for a
COUNCIL REGULATION (EEC)
Laying down general rules for the fixing of the import levy on
olive oil by tender

(submitted to the Council by the Commission)

COM(78) 485 final.

EXPLANATORY NOTE

This proposal is aimed at providing general rules for fixing the import levy for olive oil by tender.

For the most part, these rules are those which are already in application, and relieves olives and olive oil by-products because of their little economic consequence, from being subjected to the import levy tendering procedure.

Proposal for
COUNCIL REGULATION (EEC)

laying down general rules for the fixing of the import levy on olive oil by tender

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organisation of the market in oils and fats¹, as last amended by Regulation (EEC) No 1562/78², and in particular Article 16 (5) thereof,

Having regard to Council Regulation (EEC) No/78 of on trade in oils and fats between the Community and Greece³, and in particular Article 5(5) thereof,

Having regard to the proposal from the Commission,

Whereas Article 16 of Regulation No 136/66/EEC and Article 5 of Regulation (EEC) No/78 provide, under certain circumstances, for the fixing of import levies on olive oil by tender;

Whereas, so that such a system can be applied, tenderers should submit an application for import licences, indicating, among other things, the levy which they undertake to pay upon importation; whereas, to guarantee that the obligations arising from the submission of applications are observed, the provision of a special security should be required;

Whereas, to ensure that the minimum levy is fixed at a level which is as close as possible to that resulting from actual market trends, the factors to be taken into consideration in fixing the levy should be listed;

HAS ADOPTED THIS REGULATION :

(1) OJ No 172, 30.9.1966, p. 3025/66

(2) OJ No L 185, 7.7.1978, p. 1

(3) OJ No L

Article 1

1. As soon as the conditions laid down in Article 16 (1) of Regulation No 136/66/EEC and Article 5(1) of Regulation (EEC) No/78 are met, the Commission shall decide to have recourse to the tendering procedures referred to in the said Articles in respect of olive oil falling within subheadings 15.07 A I and 15.07 A II of the Common Customs Tariff.

The Commission's decision shall be published forthwith in the Official Journal of the European Communities.

2. When the Commission decides to apply Article 16(4) of Regulation No 136/66/EEC and Article 5(4) of Regulation (EEC) No/78, it shall publish its decision in the Official Journal of the European Communities forthwith.

Article 2

At regular intervals tenderers shall submit an application for an import licence to the competent bodies in the Member States and at the same time shall provide a special security in an amount to be determined.

The application for an import licence shall be accompanied by a statement of:

- (a) the quantity of the product to which the application relates and, where appropriate, the presentation covered by the application;
- (b) the gross rate of levy per 100 kilograms of the product which the applicant undertakes to pay upon importation.

Article 3

The Commission shall fix the minimum levy in units of account per 100 kilograms for each of the products concerned, having regard to the situation

- on the world market or the Greek market as appropriate, and
- on the Community market

and to the rates of levy indicated by tenderers.

Article 4

This Regulation shall enter into force on 1 November 1978.

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

Done at

For the Council