

COMMISSION OF THE EUROPEAN COMMUNITIES

1

COM(77) 213 final.

Brussels, 31 May 1977

Proposal for a  
COUNCIL REGULATION (EEC)  
fixing the minimum price and the special minimum price for  
tomato concentrates for the 1977/78 marketing year

---

(submitted to the Council by the Commission)

COM(77) 213 final.



EXPLANATORY MEMORANDUM

Subject : Council Regulation fixing the minimum price and special minimum price for tomato concentrates for the 1977/78 marketing year

1. Pursuant to Article 3 of Regulation (EEC) No 516/77 a minimum price and a special minimum price have to be fixed for tomato concentrates imported into the Community.

2. Pursuant to the said Regulation the minimum price must be calculated by reference to average production costs for the Community product and import prices obtaining from 1 January 1975, the prices on the main world markets, the need to prevent a more restrictive effect on trade and the need to contribute to the development of competition with non-member countries.

3. The figure derived from the first two criteria is 600 u.a./tonne. This rather low level can be explained by the effect of import prices, which have decrease substantially by reason of failures to apply the minimum prices, e.g. :

- (1) The minimum price was not applied for the first time until 1 September 1975.
- (2) The minimum price for imports from Greece, which is 8.30 % below the minimum price applicable to non-member countries, was not applied until March 1976.
- (3) The special minimum price is substantially lower than the minimum price.
- (4) As a result of certain errors in the application of exchange rates it has been possible to import products at 30 to 40 % below the real value of the minimum price.

4. However, the effect of the third criterion - prices on the main world market outside the Community, i.e. the USA - indicates reverse trend. The USA producer price is estimated at 663 u.a./tonne and the export price at 704 u.a./tonnes. In the Community the current minimum price (640 u.a./tonne) falls between this figure (700 u.a./tonne) and that derived from the first two criteria (600 u.a./tonne, see 3).

5. The need behind the last criterion to ensure that the application of the minimum price contributes to the normal and harmonious development of competition with non-member countries, confirms that it is advisable to maintain the minimum price at its present level rather than exacerbating the level of protection.

6. The price of 640 u.a./tonne is therefore proposed. In the three new Member States a minimum price of 480 u.a./tonne obtains at present. There is provision for alignment of this price on the minimum price in three steps, the first of which was taken on 1 July 1976. With the second step, on 1 July 1977, the special minimum price becomes 560 u.a./tonne. As of 1 January 1978, the end of the transitional period, the minimum price will apply in all nine Member States.

7. The purpose of the abovementioned Regulation is to fix the minimum price and special minimum price (the latter until 31 December 1977), for the 1977/78 marketing year. These prices are applicable with effect from 1 July 1977.

COUNCIL REGULATION (EEC)

fixing the minimum price and the special minimum price for tomato concentrates  
for the 1977/78 marketing year

---

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) N° 516/77 of 14  
March 1977 on the common organization of the market in  
products processed from fruit and vegetables (1) and in  
particular Article 3 (4) thereof,

Having regard to the proposal from the Commission,

Whereas Article 3 (1) of Regulation (EEC) N° 516/77 lays down that a minimum import price shall be fixed for tomato concentrates; whereas, under Article 2 (3) of the same Regulation, a special minimum price shall be fixed at the same time for imports into the new Member States; whereas the fixing of these prices is intended to reduce the risk of the disturbance of the market in tomato concentrates by imports from third countries at abnormally low prices;

Whereas the minimum price must be fixed in the light of the criteria laid down in Article 3 (2) of Regulation (EEC) N° 516/77; whereas, in accordance with Article 2 (4) of the same Regulation, the minimum price shall be fixed for a product with given commercial characteristics;

---

(1) OJ N° L 73, 1.3.77, p.1

Whereas under Article 3 (3) of Regulation (EEG) N° 516/77, the special minimum price shall be aligned by stages with the minimum price; whereas the second stage of that alignment shall be effected on 1 July 1977 by increasing the special minimum price by one half of the difference between the level of that price obtaining before the alignment and the minimum price applicable for the coming marketing year;

Whereas the minimum price shall apply in the new member States by 1 January 1978 at the latest,

HAS ADOPTED THIS REGULATION:

Article 1

For the season 1977/78 for imports of the following product :

CCT heading N°	Description	Quality	Packing
ex 20.02 C	Tomato concentrates	Dried extract content : 28 to 30 %	In immediate packing of not less than 4 kg

- the minimum price shall be fixed at 64 units of account per 100 kg :  
immediate packing included;

- the special minimum price shall be fixed at 56 units of account per 100 kg;  
immediate packing included.

These price shall include customs duties.

Article 2

The sale season shall start 1 July 1977 until 30 June 1978.

The special minimum price shall be applicable until 31 December.

Article 3

This Regulation shall enter into force on the third day following 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,

For the Council

The President

