

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(89) 407 final

Brussels, 2 August 1989

Proposal for a
COUNCIL REGULATION (EEC)

amending 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

(presented by the Commission)

EXPLANATORY MEMORANDUM

Proposal for a
COUNCIL REGULATION (EEC)
amending 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 aim of this draft Regulation is to provide for a reduction in the levy applicable to molasses originating in the ACP countries.

Article 130 of the Lomé Convention provides for more favourable treatment for products originating in the ACP states than that granted to non-member countries benefiting from the most-favoured-nation clause.

Since 1987, the Community has applied a levy on Community imports of molasses as a result of the development of the world market. The ACP countries then requested preferential treatment for this product. In the framework of Article 130, provision should be made for a preference for those countries within the limit of traditional exports of 600 000 tonnes in the form of a reduction of 0,5 ecu/100 kg in the levy. Where the levy is less than that figure, molasses originating in the ACP states are exempted from the levy.

In all cases the Community may take protective measures in accordance with the provisions of the agricultural regulations in force where there is a disturbance of the Community market (Article 22 of Regulation (EEC) No 1785/81).

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amending 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 Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas 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 (1), as last amended by Regulation (EEC) No 1821/87 (2), provides for the total or partial exemption from import duties for the products in question;

Whereas molasses account for a significant proportion of exports from the ACP States; whereas Article 130 of the Lomé Convention (3) provides for more favourable treatment for products originating in the ACP States than that granted to third countries benefiting from the most-favoured-nation clause; whereas such treatment should be extended to molasses; whereas provision should accordingly be made, within the limit of the annual quantity corresponding to current actual exports to the Community, for either a reduction in or total exemption from the levy on the product in question,

HAS ADOPTED THIS REGULATION:

(1) OJ No L 61, 1.3.1985, p. 4.
(2) OJ No L , 30.6.1987, p. 102.
(3) OJ No L 86, 31.3.1986, p. 3.

Article 1

The following Article is hereby added to Title XIII of Regulation (EEC) No 486/85:

"Article 19a

The levy applicable to imports of molasses covered by CN code 1703 shall be reduced by ECU 0,5 per 100 kilograms. The levy shall not be collected where it is less than or equal to ECU 0,5 per 100 kilograms. These provisions shall apply within the framework of an overall limit of 600 000 tonnes per marketing year."

Article 2

This Regulation shall enter into force on the eighth day following its publication in the Official Journal of the European Communities. It shall apply from 2 June 1989.

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

Done at Brussels,

For the Council

FICHE FINANCIERE

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DATE :

1. LIGNE BUDGETAIRE : Etat des recettes

CREDITS : 1.419,2 Mio ECU

2. INTITULE DE LA MESURE : Projet de règlement du Conseil modifiant le règlement (CEE) n° 486/85 relatif au régime applicable à des produits agricoles et à certaines marchandises résultant de la transformation de produits agricoles originaires des Etats d'Afrique, des Caraïbes et du Pacifique (Etats ACP) ou des pays et territoires

d'outre-mer

3. BASE JURIDIQUE : Art. 113 du Traité

4. OBJECTIFS DE LA MESURE : Application d'un prélèvement réduit aux importations dans la CEE des mélasses originaires des pays ACP et des DOM

Mio ECU

5. INCIDENCES FINANCIERES	PERIODE DE 12 MOIS	EXERCICE EN COURS (89)	EXERCICE SUIVANT (90)
5.0 DEPENSES A LA CHARGE - DU BUDGET DES CE (RESTITUTIONS/INTERVENTIONS) - DES BUDGETS NATIONALS - D'AUTRES SECTEURS			
5.1 RECETTES - RESSOURCES PROPRES DES CE (PRELEVEMENTS/REVENUS) - REVENUS	- 3,3	- 1,7	- 3,3
5.0.1 PREVISIONS DES DEPENSES			
5.1.1 PREVISIONS DES RECETTES			

5.2 MODE DE CALCUL :

1. Incidence 12 mois et 1990
 $600.000 \text{ tonnes} \times 0,5 \text{ ECU}/100 \text{ kg} = 3 \text{ Mio ECU (A)} \times 1,093 \text{ (DT)} = 3,3 \text{ Mio ECU (B)}$
2. Incidence 1989
 $3,3 \text{ Mio ECU (B)} \times 50 \% = 1,7 \text{ Mio ECU (B)}$

6.0 FINANCEMENT POSSIBLE PAR CREDITS INSCRITS AU CHAPITRE CONCERNE DU BUDGET EN COURS D'EXECUTION

6.1 FINANCEMENT POSSIBLE PAR VIREMENT ENTRE CHAPITRES DU BUDGET EN COURS D'EXECUTION

6.2 NECESSITE D'UN BUDGET SUPPLEMENTAIRE

6.3 CREDITS A INSCRIRE DANS LES BUDGETS FUTURS

OBSERVATIONS :

ISSN 0254-1475

COM(89) 407 final

DOCUMENTS

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Catalogue number : CB-CO-89-322-EN-C

ISBN 92-77-52171-6

Office for Official Publications of the European Communities
L-2985 Luxembourg