

Commission Regulation (EEC) No 2048/87 of 10 July 1987
laying down detailed rules for the application of the special
measures for import of olive oil originating in Tunisia

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1878/87 of 29 June 1987 laying down special measures for imports of olive oil originating in Tunisia⁽¹⁾, and in particular Articles 1 and 4 thereof,

Whereas Regulation (EEC) No 1878/87 provides for the application of a reduced import levy on a certain quantity of olive oil originating in Tunisia; whereas, under Article 1 of that Regulation, the import levy applicable to that quantity must be fixed at a level that takes into account the prevailing market situation; whereas the import levy should be fixed at the level set out hereunder; whereas, under Article 4 of that Regulation, measures must be adopted in order to avoid any deflection of trade and, in particular, ensure that the levy applicable in the case of third countries is charged if the oil is released for consumption in Spain or Portugal;

Whereas the quantity of oil imported from Tunisia must not exceed that specified in Article 1 of Regulation (EEC) No 1878/87; whereas, therefore, the tolerance provided for in Article 8 of Commission Regulation (EEC) No 3183/80 of 3 December 1980 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products⁽²⁾, as last amended by Regulation (EEC) No 3913/86⁽³⁾, should not be allowed;

Whereas the Management Committee for Oils and Fats has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The import levy referred to in Article 1 of Regulation (EEC) No 1878/87 shall be 16 ECU per 100 kilograms.

Article 2

1 Member States of the Community as constituted at 31 December 1985 in which olive oil originating in Tunisia is released for free circulation in accordance with Regulation (EEC) No 1878/87 shall introduce a control system which requires that, in cases where olive oil which falls under subheadings 15.07 A I a) and b) of the Common Customs Tariff and which is contained in vessels of a net capacity greater than five litres, or in bulk, is exported to Spain or to Portugal

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from the territory of those Member States, the operator must demonstrate to the satisfaction of those Member States that the oil concerned is not of Tunisian origin. That requirement shall apply until 30 June 1988, without prejudice of application of paragraph 2.

2 Where, after being released for free circulation in accordance with the provisions of paragraph 1, the oil is consigned to another Member State the document attesting to the Community status of the goods shall include one of the following forms of wording:

- Aceite de oliva importado de Túnez — Reglamento (CEE) n° 1878/87
- Olivenolie indført fra Tunesien — Forordning (EØF) nr. 1878/87
- Olivenöl, eingeführt aus Tunesien — Verordnung (EWG) Nr. 1878/87
- Ελαιόλαδο εισαχθέν από την Τυνησία — Κανονισμός (ΕΟΚ) αριθ. 1878/87
- Olive oil imported from Tunisia — Regulation (EEC) No 1878/87
- Huile d'olive importée de Tunisie — Règlement (CEE) n° 1878/87
- Olio d'oliva importato dalla Tunisia — Regolamento n. 1878/87
- Olijfolie ingevoerd uit Tunesië — Verordening (EEG) nr. 1878/87
- Azeite importado da Tunisia — Regulamento (CEE) n° 1878/87.

3 Notwithstanding Article 8 (4) of Regulation (EEC) No 3183/80 the quantity released for free circulation must not exceed that specified in boxes 10 and 11 of the import licence. A '0' shall accordingly be entered in box 22 of the said licence.

4 Where olive oil for which the document, as referred to in paragraph 2, attesting to the Community status of the goods concerned, is released for consumption in Spain or Portugal, an amount equal to the difference between the minimum levy applicable on the day the declaration of release for consumption is accepted and 16 ECU/100 kilograms shall be charged in Spain or Portugal, as the case may be.

Article 3

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, 10 July 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

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- (1) OJ No L 179, 3. 7. 1987, p. 1.
- (2) OJ No L 338, 13. 12. 1980, p. 1.
- (3) OJ No L 364, 23. 12. 1986, p. 31.

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