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REGULATION (EEC) No 2522/72 OF THE COMMISSION

of 30 November 1972

fixing the reference prices for oranges

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 1035/72¹ of 18 May 1972 on the common organisation of the market in fruit and vegetables, as amended by Regulation (EEC) No 2454/72,² and in particular Article 27 (1) thereof;

Whereas, pursuant to Article 23 (1) of Regulation (EEC) No 1035/72 and to Article 1 (1) of Commission Regulation (EEC) No 1291/70³ of 1 July 1970 laying down detailed rules for the application of that Article, reference prices for the whole Community are fixed each year before the beginning of the marketing year;

Whereas the importance of sweet orange production in the Community is such that a reference price must be fixed for that product;

Whereas for an incigenous product under its trade description the reference price is equal to the arithmetic mean of the producer prices in each Member State, plus an amount, based on marketing costs, to make the reference price and the price of imported products comparable at the same marketing stage; whereas, under Article 1 (1) of Regulation (EEC) No 1291/70, the prices to be used in fixing those producer prices must relate to the 'ex-producers' association' or any other comparable marketing stage; whereas, under the first subparagraph of Article 24 (2) of Regulation (EEC) No 1035/72, the entry prices of imported products must be calculated on or adjusted to the 'import/wholesale' stage; whereas these prices are thus directly comparable with the arithmetic mean of the producer prices and therefore do not need to be increased by the amount referred to above;

Whereas under Article 23 (2) of Regulation (EEC) No 1035/72 the producer prices in each Member State correspond to the average of the prices recorded during the three years prior to the date of fixing the reference price on the representative market or markets situated in the production areas where prices are lowest; whereas the prices on which calculations are based must, under Article 1 (1) of Regulation (EEC) No 1291/70, relate to Class I products, of all sizes, packed, the packing costs being included in the price; whereas Article 23 (2) of Regulation (EEC) No 1035/72 further provides that only prices recorded for products or varieties representing a considerable proportion of the production marketed for part of the year or throughout the whole year shall be used;

Whereas for each representative market the average of the prices must, in accordance with Article 23 (3) of Regulation (EEC) No 1035/72, be established disregarding prices which appear excessively high or low as compared with normal fluctuations on that market;

Whereas, since the varieties of sweet oranges are not comparable as regards their value in trade, they should be classed in three groups;

Whereas the solution best suited to the particular nature of the Community market for the product in question would be to fix for each group a single reference price for the whole marketing year;

Whereas, for the purpose of calculating the entry prices, the varieties imported from third countries of which the entry prices are respectively to be compared with the prices fixed for Groups I, II and III must be specified; whereas, moreover, certain varieties imported from third countries are not directly comparable, as regards their value in trade, with Community groups of varieties; whereas, therefore, on the basis of their respective trading values, conversion factors should be fixed and applied, in calculating the entry price, to the prices for

¹ OJ No L 118, 20.5.1972, p. 1.

² OJ No L 266, 25.11.1972, p. 1.

³ OJ No L 144, 2.7.1970, p. 10.

these varieties imported from third countries, so as to make them comparable with Community groups of varieties;

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. The reference prices for fresh sweet oranges (subheading 08.02 A I of the Common Customs Tariff), expressed in units of account per 100 kg net of each of the varieties of Groups I, II and III for Class I products, of all sizes, packed, shall be:

Group I:	from 1 December to 31 March inclusive:	17.2
Group II:	from 1 January to 30 April inclusive:	14.8
Group III:	from 1 December to 30 April inclusive:	8.2.

2. The groups of varieties referred to in paragraph 1 shall consist of the following varieties:

Group I: Moro and Tarocco

Group II: Sanguinello

Group III: Biondo comune.

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

Done at Brussels, 30 November 1972.

Article 2

1. The entry prices of imported products shall be compared:

- (a) with the price fixed for Group I, as regards the Moro and Tarocco varieties;
- (b) with the price fixed for Group III, as regards Biondo comune (Blanca comuna, Blonde commune), Grano de Cro (Imperial, Sucrena), Baladi, Pera, Macetera, Pineapple, Blood oval (Doblefina, Double fine), Portuguese Blood, Sanguina redonda (Entrefina), the Surinam varieties and the Ordinary Blood variety with the exception of Navel Blood (Double fine improved, Washington Blood, large Blood) and Maltese Blood;
- (c) as regards varieties not listed under (a) and (b):
 - (i) for the month of December, with the price for Group I;
 - (ii) for the period from 1 January to 30 April, with the price fixed for Group II.

2. In calculating the entry price referred to in paragraph 1, the prices for products imported from third countries shall be adjusted:

- (i) for products listed in paragraph 1 (b), by the conversion factor 0.76;
- (ii) for products to which the first indent of paragraph 1 (c) applies, by the conversion factor 1.20;
- (iii) for products to which the second indent of paragraph 1 (c) applies, by the conversion factor 1.00.

Article 3

This Regulation shall enter into force on 1 December 1972. It shall apply until 30 September 1973.

For the Commission

The President

S. L. MANSHOLT