Commission Regulation (EU) No 1280/2009 of 22 December 2009 fixing the reference prices for certain fishery products for the 2010 fishing year

COMMISSION REGULATION (EU) No 1280/2009

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fixing the reference prices for certain fishery products for the 2010 fishing year

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 104/2000 of 17 December 1999 on the common organisation of the markets in fishery and aquaculture products[(1)], and in particular Article 29(1) and (5) thereof,

Whereas:

(1) Regulation (EC) No 104/2000 provides that reference prices valid for the EU may be fixed each year, by product category, for products that are the subject of a tariff suspension under Article 28(1). The same holds for products which, by virtue of being either the subject of a binding tariff reduction under the WTO or some other preferential arrangements, must comply with a reference price.

(2) Pursuant to Article 29(3)(a) of Regulation (EC) No 104/2000, the reference price for the products listed in Annex I, Parts A and B to that Regulation, is to be the same as the withdrawal price fixed in accordance with Article 20(1) of that Regulation.

(3) The EU withdrawal prices for the products concerned are fixed for the 2010 fishing year by Commission Regulation (EU) No 1277/2009[(2)].

(4) Pursuant to Article 29(3)(d) of Regulation (EC) No 104/2000, the reference price for products other than those listed in Annexes I and II to that Regulation is to be established in particular on the basis of the weighted average of customs values recorded on the import markets or in the ports of import in the three years immediately preceding the date on which the reference price is fixed.

(5) There is no need to fix reference prices for those products falling under the criteria laid down in Art. 29(1) of Regulation (EC) No 104/2000 which are imported from third countries in insignificant volumes.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fishery Products,

HAS ADOPTED THIS REGULATION:

Article 1

The reference prices for the 2010 fishing year of fishery products, as referred to in Article 29 of Regulation (EC) No 104/2000, are set out in the Annex to this Regulation.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 1280/2009. (See end of Document for details)*

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2010.

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

Done at Brussels, 22 December 2009.

For the Commission

The President

José Manuel BARROSO

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EU) No 1280/2009. (See end of Document for details)*

ANNEX[(3)]

1. Reference prices for products referred to in Article 29(3)(a) of Council Regulation (EC) No 104/2000

Species	**Size**[a]	**Reference price (EUR/tonne)**			
		Gutted with head[a]		**Whole fish**[a]	
		Additional Taric code	**Extra, A**[a]	**Additional Taric code**	**Extra, A**[a]
Herring of the species *Clupea harengus* ex 0302 40 00	1		—	F011	129
	2		—	F012	198
	3		—	F013	187
	4a		—	F016	118
	4b		—	F017	118
	4c		—	F018	248
	5		—	F015	220
	6		—	F019	110
	7a		—	F025	110
	7b		—	F026	99
	8		—	F027	83
Redfish (*Sebastes* spp.) ex 0302 69 31 and ex 0302 69 33	1		—	F067	962
	2		—	F068	962
	3		—	F069	808
Cod of the species *Gadus morhua* ex 0302 50 10	1	F073	1 144	F083	826
	2	F074	1 144	F084	826
	3	F075	1 081	F085	636
	4	F076	858	F086	477
	5	F077	604	F087	350
		Boiled in water		**Fresh or refrigerated**	
		Additional Taric code	**Extra, A**[a]	**Additional Taric code**	**Extra, A**[a]
Deepwater prawns *(Pandalus borealis)* ex 0306 23 10	1	F317	4 985	F321	1 081
	2	F318	1 748	—	—

a The freshness, size and presentation categories are those laid down under Article 2 of Regulation (EC) No 104/2000.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EU) No 1280/2009. (See end of Document for details)*

2. Reference prices for fishery products referred to in Article 29(3)(d) of Council Regulation (EC) No 104/2000

Product	Additional Taric code	Presentation	Reference price(EUR/tonne)
1. Redfish(*Sebastes* spp.)			
		Whole:	
ex 0303 79 35 ex 0303 79 37	F411	— with or without head.	941
ex 0304 29 35 ex 0304 29 39		Fillets:	
	F412	— with bones (‘standard’),	1 895
	F413	— without bones,	2 094
	F414	— blocks in immediate packing weighing not more than 4 kg.	2 239
2. Cod*(Gadus morhua, Gadus ogac* and *Gadus macrocephalus)* and fish of the species *Boreogadus saida*			
ex 0303 52 10, ex 0303 52 30, ex 0303 52 90, ex 0303 79 41	F416	Whole, with or without head.	1 095
ex 0304 29 29		Fillets:	
	F417	— interleaved or in industrial blocks, with bones (‘standard’),	2 451
	F418	— interleaved or in industrial blocks, without bones,	2 663
	F419	— individual or fully interleaved fillets, with skin,	2 550