COMMISSION REGULATION (EC) No 464/2002
of 14 March 2002
on issuing A2 export licences for fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1961/2001 of 8 October 2001 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables [1], and in particular Article 3(4) thereof,

Whereas:

(1) Commission Regulation (EC) No 226/2002 [2] set the indicative refund rates and the indicative quantities for A2 export licences, other than those applied for in the context of food aid.

(2) For tomatoes, in view of the economic situation and taking account of information received by operators via their applications for A2 licences, the definitive refund rate should be set at a different rate from the indicative rate. The percentage for the issuing of licences for the quantities applied for should also be set. The definitive rate may not be more than 50 % more than the indicative rate.

(3) Pursuant to Article 3(5) of Regulation (EC) No 1961/2001, applications for rates in excess of the corresponding definitive rates shall be considered null and void,

HAS ADOPTED THIS REGULATION:

Article 1

1. For A2 export licences for which applications have been submitted pursuant to Article 1 of Regulation (EC) No 226/2002 the actual date of application referred to in the second subparagraph of Article 3(1) of Regulation (EC) No 1961/2001 is hereby set at 15 March 2002.

2. The licences referred to in the first paragraph shall be issued at the definitive refund rate and at the percentage for the quantities applied for as indicated in the Annex to this Regulation.

3. Pursuant to Article 3(5) of Regulation (EC) No 1961/2001, applications referred to in the first paragraph for rates in excess of the corresponding definitive rate set out in the Annex shall be considered null and void.

Article 2

This Regulation shall enter into force on 15 March 2002.

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

Done at Brussels, 14 March 2002.

For the Commission
Franz FISCHLER
Member of the Commission

[1] OJ L 268, 9.10.2001, p. 8.
[2] OJ L 38, 8.2.2002, p. 8.