COMMISSION DIRECTIVE

of 19 February 1990

amending Directive 88/272/EEC amending certain Annexes to Council Directive 77/93/EEC on protective measures against the introduction into the Member States of organisms harmful to plants or plant products

(90/113/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of organisms harmful to plants or plant products [1], as last amended by Directive 89/439/EEC [2], and in particular the second indent of Article 13 (2),

Having regard to the requests made by Greece, Spain, France, Ireland, Italy, Portugal and the United Kingdom,

Whereas Directive 77/93/EEC laid down protective measures against the introduction into the Member States of organisms harmful to plants or plant products; whereas those measures include measures to be taken by Member States in respect of plants, plant products and other objects coming from third countries;

Whereas certain Member States have stricter measures in respect of those plants and plant products;

Whereas those stricter measures include, in the requesting Member States, certain restrictions applicable to certain products originating in a third country;

Whereas, by Commission Directive 88/272/EEC [3], the Annexes to Directive 77/93/EEC were amended so that the Member States concerned could also impose the relevant restrictions where the products concerned, originating in a third country, come from other Member States;

whereas these amendments were only interim protective measures for a limited period to enable the Commission to study the phytosanitary basis of the restrictions case by case;

Whereas it appears impossible to finalize this study within the limited period originally allowed by Directive 88/272/EEC; whereas this period should be extended accordingly;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

In Article 4 of Directive 88/272/EEC, '31 December 1989', is replaced by '31 December 1990'.

Article 2

This Directive is addressed to the Member States.

Done at Brussels, 19 February 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

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(1) OJ No L 26, 31. 1. 1977, p. 20.
(2) OJ No L 212, 22. 7. 1989, p. 106.
(3) OJ No L 116, 4. 5. 1988, p. 19.