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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.
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I

(Acts whose publication is obligatory)

**REGULATION (EEC) No 1066/74 OF THE COUNCIL
of 29 April 1974**

fixing the amount of aid in respect of silkworms for the 1974/75 rearing year

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 43
thereof;

Having regard to Council Regulation (EEC) No
845/72⁽¹⁾ of 24 April 1972 laying down special
measures to encourage silkworm rearing, and in parti-
cular Article 2(3) thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parlia-
ment;

Having regard to the Opinion of the Economic and
Social Committee;

Whereas Article 2 of Regulation (EEC) No 845/72
provides that the amount of aid for silkworms reared
within the Community must be fixed each year in
such a way as to help ensure a fair income for silk-
worm rearers, taking into account the state of the
market in cocoons and raw silk, of foreseeable trends
on that market and of import policy,

HAS ADOPTED THIS REGULATION:

Sole Article

For the 1974/75 rearing year, the aid in respect of silk-
worms as referred to in Article 2 of Regulation (EEC)
No 845/72 shall be fixed at 31.60 units of account per
box of silkworm eggs used.

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

Done at Luxembourg, 29 April 1974.

For the Council

The President

J. ERTL

⁽¹⁾ OJ No L 100, 27. 4. 1972, p. 1.

REGULATION (EEC) No 1067/74 OF THE COUNCIL

of 30 April 1974

on the common organization of the market in dehydrated fodder

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Articles 42
and 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parlia-
ment;

Having regard to the Opinion of the Economic and
Social Committee;

Whereas the operation and development of the
common market in agricultural products must be
accompanied by the establishment of a common agri-
cultural policy to include in particular a common
organization of agricultural markets, which may take
various forms, depending on the product concerned;

Whereas the production of dehydrated fodder is of
particular importance as regards animal feeding;
whereas the situation of the market in these products
is characterized by production which is clearly low in
view of the potential outlets in the Community;
whereas appropriate measures should therefore be
taken to ensure a better supply of the Community
market in proteins; whereas this objective can be
attained by granting an aid to green fodder drying
plants;

Whereas the validity of this system of aid should
however be limited to a period sufficient to permit its
effectiveness to be assessed;

Whereas, to ensure that drying plants are regularly
supplied and to enable growers to benefit from the
system of aid the granting of the aid should in certain
cases be made subject to the conclusion of contracts
between these growers and the aforementioned drying
plants;

Whereas the common organization of the market in
dehydrated fodder involves the introduction of a
single trading system at the external frontiers of the
Community; whereas the Common Customs Tariff
automatically applies from 1 January 1970 pursuant to
the Treaty, and this system makes it possible to
dispense with all other protective measures; whereas

the Community should be enabled to take all neces-
sary measures without delay so as not to leave the
market without defence against disturbances which
may arise due to imports or exports;

Whereas the provisions of the Treaty which allow the
assessment of aids granted by Member States and the
prohibition of those which are incompatible with the
common market should be made to apply to dehy-
drated fodder;

Whereas, in order to facilitate implementation of the
proposed measures, a procedure should be provided
for establishing close cooperation between Member
States and the Commission within a Management
Committee;

Whereas, taking account of the establishment of a
common organization of the market in dehydrated
fodder, the Annex to Council Regulation (EEC) No
827/68 ⁽¹⁾ of 28 June 1968 on the common organiza-
tion of the market in certain products listed in Annex
II to the Treaty, as last amended by Regulation (EEC)
No 1014/73 ⁽²⁾, should be adopted,

HAS ADOPTED THIS REGULATION:

Article 1

A common organization of the market in dehydrated
fodder shall be established and shall cover the
following products:

CCT heading No	Description of goods
12.10 ex B	Lucerne, sainfoin, clover, lupins, vetches and similar forage products, dehydrated, by artificial heat-drying, except hay and kale forage

Article 2

The marketing year for dehydrated fodder shall begin
on 1 April of each year and end on 31 March of the
following year. However, the 1974/75 marketing year
shall begin on 15 May 1974.

⁽¹⁾ OJ No L 151, 30. 6. 1968, p. 16.

⁽²⁾ OJ No L 106, 20. 4. 1973, p. 1.

TITLE I

Production aid*Article 3*

1. Under the conditions laid down in this Title, aid shall be granted for the production of the dehydrated fodder referred to in Article 1, obtained from produce harvested within the Community.

2. The production aid shall be granted only to drying plants which :

- produce dehydrated fodder meeting a minimum quality requirement,
- satisfy the requirements for establishing entitlement to aid, and
- have concluded contracts with producers of fodder for dehydration or dehydrate their own crops or, in the case of cooperative groups, those of their members.

3. The production shall be paid by the Member State in which the dehydrated fodder is produced.

4. The Council, acting by a qualified majority on a proposal by the Commission, shall determine :

- the criteria for determining the minimum quality requirement,
- the conditions referred to in the second indent of paragraph 2,
- the criteria according to which the contracts referred to in paragraph 2 are to be concluded.

5. Detailed rules for the application of this Article and in particular as regards the standard provisions with which the contracts referred to in paragraph 2 must comply, shall be adopted in accordance with the procedure laid down in Article 12.

Article 4

1. The amount of aid shall be fixed taking into account the need to improve the Community supply of dehydrated fodder.

2. This aid, of uniform amount throughout the Community, shall be fixed before 1 August each year, for the next marketing year.

However, the amount of aid for the 1974/75 marketing year shall be fixed before 15 May 1974.

3. The amount of the aid shall be fixed in accordance with the procedure laid down in Article 43 (2) of the Treaty.

4. General rules concerning verification of entitlement to the aid, shall be adopted by the Council, acting by a qualified majority on a proposal from the Commission.

5. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 12.

Article 5

The system of aid provided for under this title shall apply until the end of the 1977/78 marketing year. Before the end of that year, the Council, acting by a qualified majority on a proposal from the Commission, shall decide whether to maintain and, if necessary, alter this system.

TITLE II

Trade with third countries*Article 6*

Save as otherwise provided in this Regulation or where derogation therefrom is decided by the Council acting by a qualified majority on a proposal from the Commission, the following shall be prohibited in trade with third countries :

- the levying of any charge having equivalent effect to a customs duty ;
- the application of any quantitative restriction or measure having equivalent effect.

Article 7

1. If as a result of imports or exports the Community market in the products listed in Article 1 experiences, or is threatened with, serious disturbances which may endanger the objectives set out in Article 39 of the Treaty, appropriate measures may be applied in trade with third countries until such disturbance or threat of disturbance has ceased.

The Council, acting by a qualified majority on a proposal from the Commission, shall adopt detailed rules for the application of this paragraph and define the cases where and the limits within which Member States may take protective measures.

2. If the situation referred to in paragraph 1 arises, the Commission shall, at the request of a Member State or on its own initiative, decide upon the necessary measures. The measures shall be communicated to the Member States and shall be immediately applicable. If the Commission receives a request from a Member State, it shall take a decision thereon within twenty-four hours following receipt of the request.

3. The measures decided upon by the Commission may be referred to the Council by any Member State within three working days following the date of their communication. The Council shall meet without delay and may, by a qualified majority, amend or repeal the said measures.

TITLE III

General provisions

Article 8

Save as otherwise provided in this Regulation, Articles 92, 93 and 94 of the Treaty shall apply to production of and trade in the products referred to in Article 1.

Article 9

Member States and the Commission shall communicate to each other the information necessary for implementing this Regulation. Rules for the communication and distribution of such information shall be adopted in accordance with the procedure laid down in Article 12.

Article 10

The provisions governing the financing of the common agricultural policy shall apply to the market in the products listed in Article 1 from the date on which this Regulation enters into force.

Article 11

1. A Management Committee for Dried Fodder (hereinafter called the 'Committee') shall be established, consisting of representatives of Member States with a representative of the Commission as Chairman.
2. Within the Committee the votes of Member States shall be weighted in accordance with Article 148 (2) of the Treaty. The Chairman shall not vote.

Article 12

1. Where the procedure laid down in this Article is to be followed, the Chairman shall refer the matter to the Committee either on his own initiative or at the request of the representative of a Member State.

2. The representative of the Commission shall submit a draft of the measures to be taken. The Committee shall deliver its Opinion on such measures within a time limit to be set by the Chairman according to the urgency of the questions under consideration. An opinion shall be adopted by a majority of forty-one votes.

3. The Commission shall adopt measures which shall apply immediately. However, if these measures are not in accordance with the Opinion of the Committee, they shall forthwith be communicated by the Commission to the Council. In that event the Commission may defer application of the measures which it has adopted for not more than one month from the date of such communication.

The Council, acting by a qualified majority, may take a different decision within one month.

Article 13

The Committee may consider any other question referred to it by its Chairman either on his own initiative or at the request of the representative of a Member State.

Article 14

This Regulation shall be so applied that appropriate account is taken, at the same time, of the objectives set out in Articles 39 and 110 of the Treaty.

Article 15

In the Annex to Council Regulation (EEC) No 827/68, subheading 12.10 ex B shall read as follows:

'ex B. others, except lucerne, sainfoin, clover, lupins, vetches and similar forage products, dehydrated by artificial heat drying.'

Article 16

This Regulation shall enter into force on 1 May 1974.

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

Done at Luxembourg, 30 April 1974.

For the Council

The President

J. ERTL

REGULATION (EEC) No 1068/74 OF THE COUNCIL**of 30 April 1974****fixing the production aid for dehydrated fodder for the 1974/75 marketing year**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 43
thereof;

Having regard to the Council Regulation (EEC) No
1067/74 ⁽¹⁾ of 30 April 1974 on the common organiza-
tion of the market in dehydrated fodder, and in parti-
cular Article 4 (3) thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parlia-
ment;

Having regard to the Opinion of the Economic and
Social Committee;

Whereas, under Article 4 of Regulation (EEC) No
1067/74, when fixing the amount of the aid for dehy-
drated fodder, account is to be taken of the need to
improve the Community's supply of these products,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1974/75 marketing year, the production aid
for dehydrated fodder referred to in Article 3 of Regu-
lation (EEC) No 1067/74 shall be 6 u.a. per metric
ton.

Article 2

This Regulation shall enter into force on 1 May 1974.

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

Done at Luxembourg, 30 April 1974.

For the Council

The President

J. ERTL

⁽¹⁾ See p. 2 of this Official Journal.

REGULATION (EEC) No 1069/74 OF THE COUNCIL

of 29 April 1974

fixing the basic prices and buying-in prices for fruit and vegetables for the 1974/75 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof ;

Having regard to Council Regulation (EEC) No 1035/72 ⁽¹⁾ of 18 May 1972 on the common organization of the market in fruit and vegetables, as last amended by Regulation (EEC) No 2745/72 ⁽²⁾, and in particular Article 16 (1) thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price are to be fixed for each marketing year for each of the products listed in Annex II to the said Regulation ; whereas the products in question, harvested in a given production year, are marketed :

- as regards cauliflowers, from May to April of the following year,
- as regards tomatoes, from January to December,
- as regards peaches, from May to October,
- as regards lemons, from June to May of the following year,
- as regards pears, from June to May of the following year,
- as regards table grapes, from May to April of the following year,
- as regards apples, from July to June of the following year,
- as regards mandarins, from November to March of the following year,
- as regards sweet oranges, from October to June of the following year ;

Whereas, however, pursuant to the third subparagraph of Article 16 (1) of Regulation (EEC) No 1035/72, no basic price or buying-in price must be fixed for the slack marketing periods at the beginning and at the end of the marketing year ;

Whereas, when the basic prices and buying-in prices for fruit and vegetables are fixed, account should be taken of the aims of the Common Agricultural Policy and the contribution which the Community desires to make to the harmonious development of world trade ; whereas the objectives of the Common Agricultural Policy are in particular to ensure a fair standard of living for the agricultural community, to ensure that supplies are available, and that they reach consumers at reasonable prices ;

Whereas the basic prices must be fixed by reference to the trend in the average prices recorded during the three preceding years on the most representative producer markets within the Community for a product with defined commercial characteristics, such as variety or type, quality class, size and packaging ; whereas the buying-in prices must be fixed by reference to the basic price in accordance with Article 16 (3) of Regulation (EEC) No 1035/72,

HAS ADOPTED THIS REGULATION :

Article 1

1. For the period from 1 May 1974 to 30 April 1975, the basic price and buying-in price for cauliflowers, in units of account per 100 kilogrammes net, shall be as follows :

	<i>Basic Price</i>	<i>Buying-in Price</i>
May	8.9	3.9
June	11.5	5.0
July	9.3	4.0
August	9.3	4.0
September	10.7	4.5
October	11.4	4.8
November	8.3	3.6
December	8.3	3.6
January	8.3	3.6
February	7.2	3.1
March	8.0	3.4
April	8.2	3.6

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 291, 28. 12. 1972, p. 147.

2. The prices quoted in paragraph 1 relate to the following packed products :

- cauliflowers 'with leaves' of Quality Class I, for the months of May, November, December, January, February, March and April ;
- 'trimmed' cauliflowers of Quality Class I, for the months of June, July, August, September and October.

Article 2

1. For the period from 1 June to 30 November 1974, the basic price and buying-in price for tomatoes, in units of account per 100 kilogrammes net, shall be as follows :

	Basic Price	Buying-in Price
June		
first ten days	—	—
second ten days	14.9	6.2
third ten days	12.9	5.6
July	10.9	4.5
August	9.0	3.8
September	10.0	4.2
October	13.4	5.5
November	14.8	6.6

2. The prices quoted in paragraph 1 relate to packed 'round' and 'ribbed' tomatoes of Quality Class I, size 57/67 mm and packed 'elongated' tomatoes of Quality Class I, size 40/47 mm.

Article 3

1. For the period from 1 June to 30 September 1974, the basic price and buying-in price for peaches (excluding nectarines), in units of account per 100 kilogrammes net, shall be as follows :

	Basic Price	Buying-in Price
June	21.4	13.0
July — September	19.6	12.1

2. The prices quoted in paragraph 1 relate to the following packed products :

- peaches of the Fior di Maggio (May Flower) variety, Quality Class I, size 51/61 mm, for the month of June ;
- peaches of the Amsden, Charles Ingouf, and Sant'Anna varieties, Quality Class I, size 61/67 mm, for the month of July ;

— peaches of the Red Haven and Fair Haven varieties, Quality Class I, size 61/67 mm, for the month of August ;

— peaches of the J. H. Hale variety, Quality Class I, size 61/67 mm, for the month of September.

Article 4

1. For the period from 1 June 1974 to 31 May 1975, the basic price and buying-in price of lemons, in units of account per 100 kilogrammes net, shall be as follows :

	Basic Price	Buying-in Price
June	22.1	12.7
July	22.9	13.2
August	22.8	13.1
September	19.1	12.0
October	17.4	11.8
November	16.6	9.4
December	16.1	9.2
January	16.9	9.6
February	15.9	9.1
March	17.0	9.6
April	18.3	10.4
May	19.0	10.8

2. The prices quoted in paragraph 1 relate to packed lemons of Quality Class I, size 53/62 mm.

Article 5

1. For the period from 1 July 1974 to 30 April 1975, the basic price and buying-in price for pears, other than perry pears, in units of account per 100 kilogrammes net, shall be as follows :

	Basic Price	Buying-in Price
July	14.0	7.1
August	12.5	6.8
September	11.6	6.3
October	12.4	6.3
November	12.7	6.5
December	13.0	6.8
January to April inclusive	13.2	7.0

2. The prices quoted in paragraph 1 relate to the following packed products :

- (a) pears of the Dr Jules Guyot variety, Quality Class I, size 60 mm or more, for the month of July ;
- (b) pears of the Dr Jules Guyot, Clapp's favourite, and Bon chrétien Williams varieties, Quality Class I, size 60 mm or more, for the month of August ;
- (c) pears of the Bon chrétien Williams and Conference varieties, Quality Class I, size 60 mm or more, for the months of September and October ;
- (d) — pears of the Conference and Alexandrine Douillard varieties, Quality Class I, size 60 mm or more for the month of November ;
— pears of the Passe-crassane variety, Quality Class I, size 70 mm or more, for the month of November ;
- (e) — pears of the Conference variety, Quality Class I, size 60 mm or more, for the months December to April ;
— pears of the Passe-crassane variety, Quality Class I, size 70 mm or more, for the months December to April.

Article 6

1. For the period from 1 August to 31 October 1974, the basic price and buying-in price for table grapes, in units of account per 100 kilogrammes net, shall be as follows :

	<i>Basic Price</i>	<i>Buying-in Price</i>
August	16.6	10.9
September and October	13.6	8.2

2. The prices quoted in paragraph 1 relate to packed table grapes of the Regina Dei Vigneti and Regina (mennavacca bianca) varieties, Quality Class I.

Article 7

1. For the period from 1 August 1974 to 31 May 1975, the basic price and buying-in price for apples, other than cider apples in units of account per 100 kilogrammes net, shall be as follows :

	<i>Basic Price</i>	<i>Buying-in Price</i>
August	12.0	6.1
September	12.0	6.1
October	12.0	6.2
November	12.3	6.3
December	13.4	6.9
January	14.8	7.6
February	16.0	8.1
March to May	17.4	8.8

2. The prices quoted in paragraph 1 relate to the following packed products :

- (a) apples of the James Grieve variety, Quality Class I, size 70 mm or more, for the month of August ;
- (b) — apples of the James Grieve and Golden Delicious varieties, Quality Class I, size 70 mm or more, for the month of September ;
— apples of the Reine des reinettes variety, Quality Class I, size 65 mm or more, for the month of September ;
- (c) apples of the Golden Delicious variety, Quality Class I, size 70 mm or more, for the months October to May.

Article 8

1. For the period from 16 November 1974 to 28 February 1975, the basic price and the buying-in price of mandarins, in units of account per 100 kilogrammes net, shall be as follows :

	<i>Basic Price</i>	<i>Buying-in Price</i>
16-30 November	21.0	13.9
December	20.7	13.5
January	20.3	12.9
February	19.0	12.5

2. The prices quoted in paragraph 1 relate to packed mandarins of Quality Class I, size 54/64 mm.

Article 9

1. For the period from 1 December 1974 to 30 April 1975, the basic price and buying-in price

for sweet oranges, in units of account per 100 kilogrammes net, shall be as follows :

	<i>Basic Price</i>	<i>Buying-in Price</i>
December	18.9	12.9
January	16.1	10.9
February	16.6	11.3
March	18.1	11.5
April	18.6	11.7

— oranges of the Sanguinello variety, Quality Class I, size 67/80 mm, for the months January to April.

Article 10

The prices quoted in Articles 1 to 9 do not include the cost of the packaging in which the product is presented.

2. The prices quoted in paragraph 1 relate to the following packed products :

Article 11

— oranges of the Moro variety, Quality Class I, size 67/80 mm, for the month of December ;

This Regulation shall enter into force on 1 May 1974.

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

Done at Luxembourg, 29 April 1974.

For the Council

The President

J. ERTL

REGULATION (EEC) No 1070/74 OF THE COUNCIL**of 29 April 1974****amending Regulation (EEC) No 224/73 laying down general rules concerning the components designed to ensure, within the cereals and rice sectors, the protection of the processing industry, and fixing those components in respect of the new Member States**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to the Treaty concerning the Accession of new Member States to the European Community and to the European Atomic Energy Community, and in particular Articles 61 (2) and 62 of the Act⁽¹⁾ annexed thereto ;

Having regard to the proposal from the Commission ;

Whereas the first indent of Article 1 (3) of Council Regulation (EEC) No 224/73⁽²⁾ of 31 January 1973 laying down general rules concerning the components designed to ensure, within the cereals and rice sectors, the protection of the processing industry, and fixing those components in respect of the new Member States, specifies that as regards imports into the new Member States from third countries, the former are to determine the fixed components, adjusted in accordance with Article 59 (2) of the Act of Accession ; whereas it should be established what fixed components are to be levied in the new Member States on imports from third countries if the Community fixed component is altered or suspended ; whereas Article 39 (2) of the Act of Accession, which specifies what action may be taken if Common Customs Tariff duties are altered or suspended, should be applied by analogy ;

Whereas Article 3 of Regulation (EEC) No 224/73 specifies the circumstances in which no fixed component is collected ; whereas, prior to accession, pursuant to the bilateral Anglo-Danish Agreement of 8 April 1960 concluded within the framework of the European Free Trade Association and the Protocol of 11 May 1963 contained therein, no fixed component was levied on malt in trade between the United Kingdom and Denmark ; whereas Article 61 (2) of the Act of Accession rules that the fixed component is to be determined for the new Member States by separating out from the total protection applied by the new Member States on 1 January 1972 on imports from third countries the component or components designed to ensure the protection of their processing industry ; whereas in view of the fact that no fixed

component was levied on 1 January 1972 on the abovementioned trade, allowance should be made for this fact by supplementing Article 3 of Regulation (EEC) No 224/73 ;

Whereas in order to preclude possible deflection of trade, it should be specified that those products on which no fixed component has been levied must originate in the Member States involved ;

Whereas on 1 January 1972 Ireland applied no fixed component to imports of products falling within Tariff subheading No 17.02 B I a) ; whereas the application of Council Regulation No 189/66/EEC⁽³⁾ of 24 November 1966 on glucose and lactose, which makes products falling within tariff subheading No 17.02 B I subject to the same treatment as products falling within subheading No 17.02 B II, is making it very difficult to obtain supplies of these products in Ireland, since, having previously levied no fixed component on imports, the country has moved directly to a system involving the levy of a large component ; whereas this is contrary to the Act of Accession, which provides that the new Member States are to align gradually with the Community level from the situation existing prior to accession ; whereas it should therefore be recognized that the application of Article 61 of the Act of Accession should result in a suspension of Regulation No 189/66/EEC in this instance during the transitional period ; whereas there are no technical difficulties for Ireland in applying different import treatment as regards fixed components according to whether the products concerned fall within tariff subheading No 17.02 B I or No 17.02 B II,

HAS ADOPTED THIS REGULATION :

Article 1

The following subparagraph shall be added to the first indented subparagraph of Article 1 (3) of Regulation (EEC) No 224/73 :

‘If the Community fixed component is altered or suspended, the new Member States shall simultaneously alter or suspend the basic fixed component

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 14.

⁽²⁾ OJ No L 27, 31. 1. 1973, p. 8.

⁽³⁾ OJ No 218, 28. 11. 1966, p. 3713/66.

applicable to imports from third countries to the extent envisaged under Article 59 (2) of the Act ;

Article 2

The following shall be substituted for the text of Article 3 of Regulation (EEC) No 224/73 :

'No fixed component shall be levied :

- (a) on the importation into the United Kingdom of the products referred to in Article 1 (2) which come from and originate in Ireland ;
- (b) on the importation into Ireland of malt and products falling within subheading No 23.07 ex B, of the Common Customs Tariff, designated as "balancer meals, mineral mixtures and concentrates", coming from and originating in the United Kingdom ;
- (c) in trade between the United Kingdom and Denmark in malt, whether roasted or not, falling within heading No 11.07 of the Common Customs Tariff and originating in those Member States.'

Article 3

The following shall be added to footnote 1 to the Annex to Regulation (EEC) No 224/73 :

'However, the fixed component applicable to imports into Ireland of products falling within tariff subheading No 17.02 B I a) is fixed at zero ; for subsequent marketing years this component shall be adjusted, in respect of imports from third countries, in accordance with Article 59 (2) of the Act.'

Article 4

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

However, Articles 2 and 3 shall be applicable from 1 February 1973.

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

Done at Luxembourg, 29 April 1974.

For the Council

The President

J. ERTL

REGULATION (EEC) No 1071/74 OF THE COMMISSION**of 30 April 1974****on fixation of additional amounts and stating the reasons for monetary compensatory amounts for certain pigmeat products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 121/67/EEC⁽¹⁾ of 13 June 1967 on the common organization of the market in pigmeat, as last amended by Regulation (EEC) No 1652/73⁽²⁾ and in particular Article 13 (5) thereof ;

Having regard to Council Regulation No 974/71/EEC⁽³⁾ of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States, as last amended by Regulation (EEC) No 3450/73⁽⁴⁾ and in particular Article 6 (1) thereof ;

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 202/67/EEC⁽⁵⁾ of 28 June 1967 on fixing the additional amount for imports of pigmeat products from third countries, as last amended by Regulation No 614/67/EEC⁽⁶⁾ ;

Whereas the offer price must be determined for all imports from all third countries ; whereas, however, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries ;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for the products listed in Article 1 (1) of Regulation 121/67/EEC indicates that additional amounts shown in the Annex specified according to product and country of origin should be fixed at the level there indicated ;

Whereas in Council Regulation No 137/67/EEC⁽⁷⁾ of 13 June 1967, as last amended by Regulation (EEC) No 3158/73⁽⁸⁾, the general rules for fixation of additional amounts for those products are laid down, for which no sluice-gate price is fixed ;

Whereas Regulation No 202/67/EEC provides certain detailed rules, especially as concerns the constation of the free-at-frontier offers for those products ; Whereas according to the information given to the Commission the offers from third countries at which constation, as well as the prices indicated in tariff papers as also all other indications of the prices constated in third countries, was taken into account, in such a way that the additional amounts for these products should be fixed at the level indicated in the Annex ;

Whereas, according to Article 1 of Regulation No 12/65/EEC⁽⁹⁾ and Regulation (EEC) No 564/64⁽¹⁰⁾, No 998/68⁽¹¹⁾, No 2260/69⁽¹²⁾, and No 1570/71⁽¹³⁾, the levy for certain products mentioned in the Regulations with origin in the Federal Republic of Austria, the People's Republic of Poland, the Hungarian People's Republic, the Socialist Republic of Romania, and the People's Republic of Bulgaria should not be increased by an additional amount ;

Whereas it is provided for in Article 4a (2) of Regulation (EEC) No 974/71 that the compensatory amounts granted because of a lower value of a currency should surpass the import charge.

Whereas inclusion of the additional amount in the 'import charge', would neutralize the effect of this amount, whereas this would also lead to a different import charge, depending upon whether the products came from a third country, which has adopted the guarantee to respect the sluice-gate price, or not.

Whereas this would lead to the consequence that imports from such third countries, for which no additional amount is fixed, because they respect the sluice-gate price, would be submitted to the same effective import charge as all other third countries.

Whereas such an application would make a meaningful management of the import provisions in relation to third countries impossible, and might lead to distortions as well as of the trade with third countries as of the intracommunity trade and to other disturbances of the market.

Whereas it is therefore appropriate in the sense of the provision mentioned by 'import charge' only to under-

⁽¹⁾ OJ No 117, 19. 6. 1967, p. 2283/67.

⁽²⁾ OJ No L 166, 23. 6. 1973, p. 1.

⁽³⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁴⁾ OJ No L 353, 22. 12. 1973, p. 25.

⁽⁵⁾ OJ No 134, 30. 6. 1967, p. 2837/67.

⁽⁶⁾ OJ No 231, 27. 9. 1967, p. 6.

⁽⁷⁾ OJ No 122, 22. 6. 1967, p. 2395/67.

⁽⁸⁾ OJ No L 322, 23. 11. 1973, p. 1.

⁽⁹⁾ OJ No 155, 18. 9. 1965, p. 2560/65.

⁽¹⁰⁾ OJ No L 107, 8. 5. 1968, p. 6.

⁽¹¹⁾ OJ No L 170, 19. 7. 1968, p. 14.

⁽¹²⁾ OJ No L 286, 14. 11. 1969, p. 22.

⁽¹³⁾ OJ No L 165, 23. 7. 1971, p. 23.

stand the amount of the levy, and therefore to limit the compensatory amount granted on pigmeat caused by a lower value of a currency to this amount ;

Whereas the Management Committee for pigmeat has not delivered an opinion within the time-limit set by its Chairman,

HAS ADOPTED THIS REGULATION :

Article 1

The additional amounts provided for in Article 13 of Regulation No 121/67/EEC, are fixed as shown in the

Annex concerning the products mentioned in Article 1 (1) of that Regulation and mentioned in that Annex.

Article 2

The compensatory amount granted because of a lower value of a currency cannot exceed the amount of levy fixed according to the provisions of Articles 9 and 10 of Regulation No 121/67/EEC.

Article 3

This Regulation shall enter into force on 1 May 1974.

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

Done at Brussels, 30 April 1974.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

Supplementary amounts for specified products in Article 1 (1) of Regulation No 121/67/EEC (1)

CCT heading No	Description of goods	Supplementary amount u.a./100 kg	Description of imports
01.03	Live swine : A. Domestic species : II. Other : a) Sows having farrowed at least once, of a weight of not less than 160 kg b) Other	 3-30 3-80	<i>All origins</i> with the exception of : Austria, Poland, Romania and Bulgaria
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen A. Meat : III. Of swine : a) Of domestic swine : 1. Carcases or half-carcases with or without heads, feet or flare fat 2. Hams and cuts of hams, unboned (bone-in) 3. Shoulders and cuts of shoulders, unboned (bone-in) 4. Loins and cuts of loins, unboned (bone-in) 5. Bellies (streaky) and cuts of bellies 6. Other : aa) Boned or boneless and frozen bb) Other	 5-00 7-80 6-10 8-10 4-40 8-10 8-10	 with the exception of : Poland, Hungary, Romania, Bulgaria and Austria with the exception of : Hungary and Bulgaria with the exception of : Hungary and Bulgaria with the exception of : Hungary and Bulgaria
02.05	Pig fat free of lean meat and poultry fat (not rendered or solvent-extracted), fresh, chilled, frozen, salted, in brine, dried or smoked : A. back-fat : I. Fresh, chilled, frozen, salted or in brine II. Dried or smoked	 10-00 10-00	
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked : B. Meat and edible meat offals of domestic swine : I. Meat : a) Salted or in brine : 1. Carcases or half-carcases, with or without heads, feet or flare fat	 5-00	

CCT heading No	Description of goods	Supplementary amount u.a./100 kg	Description of imports
02.06 (cont'd)	2. Bacon sides, spencers, 3/4 sides and middles :		
	aa) Bacon sides	5.00	
	bb) Spencers	5.00	
	cc) 3/4 sides and middles	5.00	
	3. Hams and cuts of hams, unboned (bone-in)	7.80	
	4. Shoulders and cuts of shoulders, unboned (bone-in)	6.10	
	5. Loins and cuts of loins, unboned (bone-in)	8.10	
	6. Bellies (streaky) and cuts of bellies	4.40	
	7. Other	8.10	

(1) The specification of the products results from Annex II to Regulation No 137/67/EEC.