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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 287/76

of 9 February 1976

on the opening, allocation and administration of a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 136 thereof,

Having regard to Council Decision 76/198/EEC of 9 February 1976 on import arrangements for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community⁽¹⁾,

Having regard to the proposal from the Commission,

Whereas Decision 76/198/EEC stipulates that rum, arrack and tafia shall be imported into the Community free of customs duties within the limits of a Community tariff quota; whereas the annual volume of the quota for the period from 1 July to 30 June is to be fixed on the basis of a basic annual quantity, calculated in hectolitres of pure alcohol, to which a rate of growth of 13 % is to be applied, equal to the amount of imports during the best of the last three years for which statistics are available; whereas this rate may be modified in the light of certain criteria; whereas the first quota period is to be run from 1 March 1976 to 30 June 1976; whereas, for that period, the basic annual quantity has been fixed by the said Decision as an agreed figure of 80 000 hectolitres of pure alcohol; whereas the *pro rata temporis* clause shall be applicable;

Whereas the amount of the quota for the period from 1 March 1976 to 30 June 1976 should therefore be fixed at 30 133 hectolitres of pure alcohol;

Whereas, owing to the special character of the products in question and their sensitivity on Community markets, exceptional provision should be made

for a method of use based on a single division amongst Member States;

Whereas, taking into account actual trends on the markets for the products in question; the needs of the Member States and the economic prospects for the period under consideration, the initial percentage shares in the quota volume will be as follows:

Benelux	6.50
Denmark	0.20
Germany	93.26
France	0.01
Ireland	0.01
Italy	0.01
United Kingdom	0.01;

Whereas the development of imports into the Community of these products should be recorded and imports should accordingly be monitored;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are jointly represented by the Benelux Economic Union, any measure concerning the administration of the share allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 March 1976 until 30 June 1976 rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the countries and territories referred to in Article 1 of Decision 76/198/EEC shall be imported free of customs duty into the Community within the limits of a Community tariff quota of 30 133 hectolitres of pure alcohol.

⁽¹⁾ See page 24 of this Official Journal.

2. The rules of origin applicable to the products referred to in paragraph 1 shall be those mentioned in Article 5 of Decision 76/198/EEC.

Article 2

The Community tariff quota referred to in Article 1 shall be allocated amongst the Member States as follows :

	<i>hectolitres of pure alcohol</i>
Benelux	1 960
Denmark	61
Germany	28 100
France	3
Ireland	3
Italy	3
United Kingdom	3

Article 3

1. Member States shall manage the shares allocated to them in accordance with their own arrangements.

2. The extent to which the Member States have used up their shares shall be determined on the basis of the imports of the products in question originating in the said countries and territories declared at customs for clearance for home use.

Article 4

1. In accordance with Article 6 of Decision 76/198/EEC, the Community shall monitor imports

of the products in question originating in the said countries and territories.

2. Member States shall forward to the Commission not later than the 15th day of each month statements of imports of the products in question effected during the preceding month ; only products submitted to the customs authorities under cover of a declaration that they are to be made available for home use and accompanied by a movement certificate conforming to the rules referred to in Article 1 (2) shall be taken into consideration for this purpose.

3. The Commission shall regularly inform the Member States of the extent to which the tariff quota has been used up.

4. Where necessary, consultations may be held at the request of a Member State or on the initiative of the Commission.

Article 5

The Commission shall take all necessary measures to ensure the implementation of this Regulation in close co-operation with the Member States.

Article 6

This Regulation shall enter into force on 1 March 1976.

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

Done at Brussels, 9 February 1976.

For the Council

The President

G. THORN

COUNCIL REGULATION (EEC) No 288/76**of 9 February 1976****temporarily and totally suspending the Common Customs Tariff duties for seed potatoes falling within subheading 07.01 A I and new potatoes falling within subheading 07.01 A II a)**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Whereas by Regulation (EEC) No 128/76⁽¹⁾, the Council suspended for the period up to 28 March 1976 the autonomous Common Customs Tariff duty applicable to potatoes falling within subheading 07.01 A III b);

Whereas in view of the risk of increases in the cost of living which might result from the current shortage of seed potatoes and new potatoes in the Community, the Common Customs Tariff duties for these potatoes should also be totally suspended for a limited period,

HAS ADOPTED THIS REGULATION :

Article 1

From the date of entry into force of the Regulation until 28 March 1976 the Common Customs Tariff duties for seed potatoes falling within subheading 07.01 A I and new potatoes falling within subheading 07.01 A II a) shall be totally suspended.

Article 2

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

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

Done at Brussels, 9 February 1976.

For the Council

The President

G. THORN

⁽¹⁾ OJ No L 14, 23. 1. 1976, p. 6.

COMMISSION REGULATION (EEC) No 289/76**of 11 February 1976****fixing the import levies on cereals and on wheat or rye flour groats and meal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as amended by Regulation (EEC) No 3058/75⁽²⁾, and in particular Article 13(5) thereof,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 38/76⁽³⁾ and subsequent amending Regulations;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 38/76, to the offer

prices and today's quotations known to the Commission that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75 are hereby fixed as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 12 February 1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 6, 13. 1. 1976, p. 1.

ANNEX

to the Commission Regulation of 11 February 1976 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./metric ton)

CCT heading No	Description of goods	Levies
10.01 A	Common wheat and meslin	31.66
10.01 B	Durum wheat	53.66 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	53.42 ⁽⁶⁾
10.03	Barley	25.70
10.04	Oats	14.89
10.05 B	Maize other than hybrid maize for sowing	35.33 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	2.31
10.07 B	Millet	13.77 ⁽⁴⁾
10.07 C	Grain sorghum	35.14 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	55.90
11.01 B	Rye flour	86.39
11.02 A I a	Durum wheat groats and meal	93.79
11.02 A I b	Common wheat groats and meal	59.36

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

⁽²⁾ Where maize originated in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./metric ton as provided for in Regulation (EEC) No 1599/75.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.50 u.a./metric ton.

⁽⁴⁾ Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

⁽⁵⁾ Where wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

⁽⁶⁾ The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 2754/75 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 290/76

of 11 February 1976

fixing the premiums to be added to the import levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals⁽¹⁾, as amended by
Regulation (EEC) No 3058/75⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
2832/75⁽³⁾ and subsequent amending Regulations ;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in
force, which are to be added to the levies, should be

altered as shown in the tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation (EEC) No 2727/75, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 12 February
1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 283, 1. 11. 1975, p. 4.

ANNEX

to the Commission Regulation of 11 February 1976 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a. / metric ton)

CCT heading No	Description of goods	Current 2	1st period 3	2nd period 4	3rd period 5
10.01 A	Common wheat and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	6.87
10.02	Rye	0	2.02	2.02	5.24
10.03	Barley	0	0	0	7.10
10.04	Oats	0	0.40	0.40	7.26
10.05 B	Maize other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0.81
10.07 D	Other	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

(u.a. / metric ton)

CCT heading No	Description of goods	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	12.64	12.64
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	9.44	9.44
11.07 B	Roasted malt	0	0	0	11.01	11.01

COMMISSION REGULATION (EEC) No 291/76

of 10 February 1976

on an invitation to tender for the supply of butteroil bought on the Community market to UNICEF as food aid for India

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 740/75⁽²⁾, and in particular Article 6 (7) thereof,

Whereas Council Regulation (EEC) No 1542/75 of 16 June 1975 on the supply of milk fats as food aid to certain developing countries and international organizations under the 1975 food-aid programme⁽³⁾, provides *inter alia* the supply of 2 000 metric tons of butteroil to UNICEF delivered destination; whereas UNICEF has made a request for delivery of 1 220 metric tons of butteroil;

Whereas on account of the market situation for butter in the Community, the supply of the abovementioned quantity should be ensured by means of butterfat available on the Community market in accordance with Article 2 (2) of Council Regulation (EEC) No 1541/75 of 16 June 1975 laying down general rules for the supply of milk fats as food aid to certain developing countries and international organizations under the 1975 food-aid programme⁽⁴⁾;

Whereas an invitation to tender should therefore be issued for which detailed rules should in the main be those of Commission Regulation (EEC) No 2660/75 of 20 October 1975 on invitations to tender for the supply of butteroil bought on the Community market as food aid to certain developing countries and to the World Food Programme⁽⁵⁾, except for the provisions concerning the way of delivery;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

Article 1

1. Tenders are invited in accordance with the provisions of Regulations (EEC) No 1541/75 and (EEC) No 1542/75 for the supply to UNICEF of 1 220 metric tons of butteroil for India manufactured from butterfats which are of Community origin and not taken from public stocks, divided as follows:

- Lot A: 200 metric tons to be delivered cif Bombay,
- Lot B: 510 metric tons to be delivered cif Calcutta,
- Lot C: 510 metric tons to be delivered cif Calcutta.

2. As regards the tendering procedure and the conditions governing the manufacture of the butteroil, the provisions of Regulation (EEC) No 2660/75 shall apply by analogy, without prejudice to the special provisions below.

Article 2

1. The butteroil shall comply, as regards quality and packaging, with the conditions laid down in the Annex to Regulation (EEC) No 2660/75 and shall be put up in 5 kg canisters only.

2. The words to be printed on the packaging, as provided in Chapter II 2 (b) of the abovementioned Annex, shall be the following:

'Butteroil — Gift of the European Economic Community — Action of UNICEF.'

Article 3

1. Loading shall take place as soon as possible and not later than 15 April 1976.

2. Delivery cif shall be deemed to take place when the goods are actually set down on the quayside at the port of unloading or on lighters where the latter method is used.

3. The recipient organization shall remit at the delivery cif, to the successful tenderer, a certificate proving the taking of the goods as referred to in Article 11 (2) of Regulation (EEC) No 2660/75.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 74, 22. 3. 1975, p. 1.

⁽³⁾ OJ No L 157, 19. 6. 1975, p. 6.

⁽⁴⁾ OJ No L 157, 19. 6. 1975, p. 4.

⁽⁵⁾ OJ No L 270, 21. 10. 1975, p. 11.

4. The recipient organization shall be responsible for all expenditure incurred after delivery, including acceptance costs.

Any demurrage costs at the port of unloading due to delays for which the recipient organization is responsible shall be borne by that country.

The rates and conditions of such demurrage to be laid down in the contract between the successful tenderer and the carrier must be agreed in advance between the successful tenderer acting as agent for the Community and the receiving agent of the recipient organization.

Article 4

1. The intervention agency concerned shall notify to the recipient organization the date of loading, the quantity and quality of the goods as recorded at the time of loading, the port of unloading.

2. The successful tenderer shall inform the recipient organization at least 10 days before the anti-

pated date. The successful tenderer has a clause inserted in the charter-party obliging the captain to give the country of destination at least 72 hours notice of the probable date of arrival of the vessel in port.

Article 5

1. As regards to the tenders introduced for Lots B and C referred to in Article 1 (1) by way of derogation from Article 4 (2) of Regulation (EEC) No 2660/75, the tenderer shall indicate if his tender is valid for one or both lots mentioned.

2. The closing date for the submission of tenders shall be 9 March 1976 at 12 noon.

Article 6

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

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

Done at Brussels, 10 February 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

COMMISSION REGULATION (EEC) No 292/76

of 10 February 1976

concerning an invitation to tender for the supply of butteroil to the Islamic Republic of Pakistan as food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 740/75⁽²⁾, and in particular Article 6 (7) thereof,

Whereas Council Regulation (EEC) No 1542/75 of 16 June 1975 on the supply of milk fats as food aid to certain developing countries and international organizations under the 1975 food-aid programme⁽³⁾ provides *inter alia* for the supply to the Islamic Republic of Pakistan of 3 500 metric tons of butteroil obtained from butter held by the intervention agencies; whereas this country has requested the supply of 1 500 metric tons;

Whereas Article 5 of Council Regulation (EEC) No 1541/75 of 16 June 1975 laying down general rules for the supply of milk fats as food aid to certain developing countries and international organizations under the 1975 food-aid programme⁽⁴⁾, requires tenders to be invited for such supplies;

Whereas the tendering procedure is effected following the provisions of Commission Regulation (EEC) No 2247/75 of 29 August 1975 concerning invitations to tender for the costs of manufacture and delivery of butteroil as food aid to certain developing countries and to the World Food Programme⁽⁵⁾; whereas it is still necessary to add a number of details, particularly as regards the time limit for submission of tenders and the terms of supply;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

Tenders are invited, as provided in Regulation (EEC) No 2247/75, for the costs of manufacture and delivery to the Islamic Republic of Pakistan of 1 500 metric

tons of butteroil, divided into three lots of 500 metric tons.

Article 2

1. The butter to be used in manufacturing the butteroil shall be taken from the Dutch intervention agency.
2. The butteroil, which shall meet the requirements as to quality and packing laid down in the Annex to Regulation (EEC) No 2247/75, shall be put up in 5 kg containers.
3. The marking to be applied on the containers, as prescribed in Chapter II 2 (b) of the Annex mentioned in the preceeding paragraph shall be as follows:

'Butteroil — Gift of the European Economic Community to the Islamic Republic of Pakistan'.

Article 3

1. Delivery shall be effected at the port of embarkation indicated in the chosen tender from among the ports in the Community accessible for ocean-going ships and having a regular service to the recipient country.

Each tender shall indicate only one port.

2. Delivery to the port of loading shall take place on a date to be fixed by the intervention agency concerned which must be after 10 and before 30 April 1976.

Article 4

1. By derogation from Article 4 (2) of Regulation (EEC) No 2247/75, the tenderer specifies in his offer for how many lots this is valid.
2. The time limit for the submission of tenders expires on 9 March 1976 at 12 noon.

Article 5

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

(¹) OJ No L 148, 28. 6. 1968, p. 13.

(²) OJ No L 74, 22. 3. 1975, p. 1.

(³) OJ No L 157, 19. 6. 1975, p. 6.

(⁴) OJ No L 157, 19. 6. 1975, p. 4.

(⁵) OJ No L 229, 30. 8. 1975, p. 60.

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

Done at Brussels, 10 February 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

COMMISSION REGULATION (EEC) No 293/76

of 11 February 1976

fixing the refunds on white sugar and raw sugar exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 3058/75⁽²⁾, and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 19 of Regulation (EEC) No 3330/74 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1102/75⁽⁴⁾, provides that when refunds on white and raw sugar, undenatured and exported in the natural state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 3 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;

Whereas the refund on raw sugar must be fixed in respect of the standard quality; whereas the latter is defined in Article 1 of Council Regulation (EEC) No 431/68 of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices for sugar⁽⁵⁾;

Whereas, furthermore, this refund should be fixed in accordance with Article 5 (2) of Regulation (EEC) No 766/68; whereas candy sugar is defined in Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁶⁾;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for sugar according to destination;

Whereas, in special cases, the amount of the refund may be fixed by other legal means;

Whereas, if the refund system is to operate normally, refunds should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other, at any given moment, within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph;

Whereas the refund must be fixed every two weeks; whereas it may be altered in the intervening period;

Whereas it follows from applying these rules to the present situation on the market in sugar and in particular to quotations or prices for sugar within the Community and on the world market that the refund should be fixed at the amounts shown in the Annex to this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 3330/74, undenatured and exported in the natural state, are hereby fixed at the amounts shown in the Annex.

Article 2

This Regulation shall enter into force on 12 February 1976.

(1) OJ No L 359, 31. 12. 1974, p. 1.

(2) OJ No L 306, 26. 11. 1975, p. 3.

(3) OJ No L 143, 25. 6. 1968, p. 6.

(4) OJ No L 110, 30. 4. 1975, p. 1.

(5) OJ No L 89, 10. 4. 1968, p. 3.

(6) OJ No L 50, 4. 3. 1970, p. 1.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

ANNEX

to the Commission Regulation of 11 February 1976 fixing the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)

CCT heading No	Description of goods	Refund
17.01	Beet sugar and cane sugar, solid : B. Undenatured : I. White sugar II. Raw sugar : (a) Candy sugar (b) Other raw sugar	 2-30 2-12 ⁽¹⁾ 2-12 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the refund applicable is calculated in accordance with the provisions of Article 5 (3) of Regulation (EEC) No 766/68.

COMMISSION REGULATION (EEC) No 294/76
of 11 February 1976
fixing additional amounts for eggs in shell

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs ⁽¹⁾, and in particular Article 8 (4) 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 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries ⁽²⁾, as last amended by Regulation (EEC) No 1527/73 ⁽³⁾;

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 affected 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, pursuant to Regulations No 54/65/EEC ⁽⁴⁾, No 183/66/EEC ⁽⁵⁾, No 765/67/EEC ⁽⁶⁾, (EEC) No 59/70 ⁽⁷⁾ and (EEC) No 2164/72 ⁽⁸⁾, the levies on

imports of poultry eggs in shell originating in and coming from Poland, South Africa, Australia, Romania or Bulgaria are not increased by an additional amount, in so far as concerns products imported in accordance with Article 4 (a) of Regulation No 163/67/EEC;

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) (a) of Regulation (EEC) No 2771/75 indicates that additional amounts corresponding to the figures shown in the Annex below should be fixed for the imports specified in that Annex;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2771/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 11 February 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽³⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁴⁾ OJ No 59, 8. 4. 1965, p. 848/65.

⁽⁵⁾ OJ No 211, 19. 11. 1966, p. 3602/66.

⁽⁶⁾ OJ No 260, 27. 10. 1967, p. 24.

⁽⁷⁾ OJ No L 11, 16. 1. 1970, p. 1.

⁽⁸⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to certain products listed in Article 1 (1) (a) of Regulation
(EEC) No 2771/75

CCT heading No	Description of goods	Additional amount	Imports affected
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not : A. Eggs in shell, fresh or preserved : I. Poultry eggs : a) Eggs for hatching ⁽¹⁾	u.a./100 units	
		1.5	
		u.a./100 kg	Origin : Czechoslovakia or Yugoslavia
		40.00	
		30.00	
	b) Other		Origin : Finland or Sweden Other imports

⁽¹⁾ Only poultry eggs which fulfil the conditions stipulated by the competent authorities of the European Communities are eligible for entry under this subheading.

COMMISSION REGULATION (EEC) No 295/76
of 11 February 1976
fixing additional amounts for ovalbumin and lactalbumin

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2783/75 of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin⁽¹⁾, and in particular Article 5 (5) 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 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries⁽²⁾, as last amended by Regulation (EEC) No 1527/73⁽³⁾; whereas that Article 1 applies by virtue of Article 2 of Commission Regulation No 201/67/EEC of 28 June 1967 on detailed rules for the application of Regulation No 170/67/EEC on the common system of trade for ovalbumin and lactalbumin and repealing Regulation No 48/67/EEC⁽⁴⁾;

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, pursuant to Article 2 of Regulation (EEC) No 990/69⁽⁵⁾, the import levies on ovalbumin and lactalbumin originating in and coming from Austria are not increased by an additional amount;

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 of Regulation (EEC) No 2783/75 indicates that additional amounts corresponding to the figures shown in the Annex below should be fixed for the imports specified in that Annex;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 5 of Regulation (EEC) No 2783/75 are hereby fixed as shown in the Annex for the products listed in Article 1 of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 11 February 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 104.

⁽²⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽³⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁴⁾ OJ No 134, 30. 6. 1967, p. 2836/67.

⁽⁵⁾ OJ No L 130, 31. 5. 1969, p. 4.

ANNEX

Additional amounts applicable to ovalbumin and lactalbumin

CCT heading No	Description of goods	Additional amount (u.a./100 kg)	Imports affected
35.02	Albumins, albuminates and other albumin derivatives : A. Albumins : II. Other (i.e. other than unfit, or rendered unfit, for human consumption) : a) Ovalbumin and lactalbumin : 1. Dried (for example, in sheets, scales, flakes, powder) 2. Other	 20-00 15-00	 All imports ⁽¹⁾ All imports ⁽¹⁾

⁽¹⁾ With the exception of products originating in and coming from Austria.

COMMISSION REGULATION (EEC) No 296/76
of 11 February 1976
fixing the amount of the subsidy on oil seeds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1707/73⁽²⁾, and in particular Article 27 (4) thereof,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Regulation (EEC) No 2651/75⁽³⁾, as last amended by Regulation (EEC) No 211/76⁽⁴⁾;

Whereas in the absence of the indicative price for the 1976/77 marketing year for colza and rape seed in case of pre-fixation for the month of July 1976 the amount of subsidy on these products has been obtainable only on the basis of the indicative price for the month of July 1975, this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price for the 1976/77 marketing year is known;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 2651/75 to the information at present available to the Commission that the amount of the subsidy at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC is hereby fixed as shown in the table annexed to this Regulation.
2. The amount of the subsidy for the month of July 1976 will, however, as for colza and rape seeds, be confirmed or replaced as from 12 February 1976 to take into account the indicative price which is fixed for these products for the 1976/77 marketing year.

Article 2

This Regulation shall enter into force on 12 February 1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No L 269, 18. 10. 1975, p. 37.

⁽⁴⁾ OJ No L 26, 31. 1. 1976, p. 31.

*ANNEX***to the Commission Regulation of 11 February 1976 fixing the amount of the subsidy on oil seeds**

Subsidy applicable from 12 February 1976 to colza and rape seeds (CCT heading No ex 12.01) and sunflower seeds (CCT heading No ex 12.01) (u.a./100 kg)

	Colza and rape seed	Sunflower seed
Subsidy	10·516	4·886
Subsidy in the case of advance fixing:		
— for the month of February 1976	10·516	4·886
— for the month of March 1976	10·735	5·236
— for the month of April 1976	10·654	5·236
— for the month of May 1976	10·574	5·236
— for the month of June 1976	10·493	—
— for the month of July 1976	8·312	—

COMMISSION REGULATION (EEC) No 297/76

of 11 February 1976

determining the world market price for colza and rape seed

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the markets in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1707/73⁽²⁾,

Having regard to Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza and rape seed⁽³⁾, as last amended by Regulation (EEC) No 3477/73⁽⁴⁾,

Having regard to Commission Regulation (EEC) No 2300/73 of 23 August 1973 laying down detailed rules for applying differential amounts for colza and rape seed and repealing Regulation (EEC) No 1464/73⁽⁵⁾, as last amended by Regulation (EEC) No 632/75⁽⁶⁾, and in particular Article 9(4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, pursuant to Article 9(4) of Regulation (EEC) No 2300/73, the Commission must determine the world market price for colza and rape seed;

Whereas the world market price should be determined in accordance with the rules and the criteria set out in Commission Regulation (EEC) No 2651/75 of 17 October 1975 fixing the amount of the subsidy

on oil seeds⁽⁷⁾, as last amended by Regulation (EEC) No 296/76⁽⁸⁾;

Whereas to enable the price system to operate normally, the world market price should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other, at any given moment, within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph;

Whereas, applying all these provisions, the world market price for colza and rape seed should be fixed as shown in the table annexed to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The world market price referred to in Article 9(4) of Regulation (EEC) No 2300/73 and the rates to be used for converting them into national currencies shall be as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 12 February 1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁴⁾ OJ No L 357, 28. 12. 1973, p. 6.

⁽⁵⁾ OJ No L 236, 24. 8. 1973, p. 28.

⁽⁶⁾ OJ No L 66, 13. 3. 1975, p. 11.

⁽⁷⁾ OJ No L 269, 18. 10. 1975, p. 37.

⁽⁸⁾ See page 18 of this Official Journal.

ANNEX

World market price applicable from 12 February 1976 for colza and rape seed (CCT heading No ex 12.01)

	<i>u.a./100 kg (1)</i>
World market price	16·814
World market price where the subsidy is fixed in advance :	
— for the month of February 1976	16·814
— for the month of March 1976	16·895
— for the month of April 1976	16·976
— for the month of May 1976	17·056
— for the month of June 1976	17·137
— for the month of July 1976	17·218

(1) The conversion rates from units of account into national currency as foreseen by Article 9 (5) (a) of Regulation (EEC) No 2300/73 are the following :

1 u.a. =	DM	3·21978
1 u.a. =	Fl	3·35507
1 u.a. =	Bfr/Lfr	48·6572
1 u.a. =	FF	5·55419
1 u.a. =	Dkr	7·57828
1 u.a. =	£	0·61332
1 u.a. =	l£	0·61332
1 u.a. =	Lit	921·277

COMMISSION REGULATION (EEC) No 298/76
of 11 February 1976
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar ⁽¹⁾, as last amended by Regulation (EEC) No 3058/75 ⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1675/75 ⁽³⁾, as last amended by Regulation (EEC) No 284/76 ⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1675/75 to the information at present available to the Commis-

sion that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 15 (1) of Regulation (EEC) No 3330/74 are, in respect of white sugar and standard quality raw sugar, hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 12 February 1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 168, 1. 7. 1975, p. 61.

⁽⁴⁾ OJ No L 36, 11. 2. 1976, p. 11.

ANNEX

to the Commission Regulation of 11 February 1976 fixing the import levies on white sugar and raw sugar

CCT heading No	Description of goods	Levy <i>(n.a./100 kg)</i>
17.01	Beet sugar and cane sugar, solid : A. Denatured : I. White sugar II. Raw sugar B. Undenatured : I. White sugar II. Raw sugar	 7.70 5.94 ⁽¹⁾ 7.70 5.94 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

COMMISSION REGULATION (EEC) No 299/76**of 11 February 1976****altering the basic amount of the import levy on syrups and certain other sugar products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar ⁽¹⁾, as last amended by Regulation (EEC) No 3058/75 ⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the basic amount of the import levy on syrups and certain other sugar products was fixed by Regulation (EEC) No 207/76 ⁽³⁾, as last amended by Regulation (EEC) No 285/76 ⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 207/76

to the information at present available to the Commission that the basic amount of the levy at present in force should be altered as shown in this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The basic amount of the import levy on the products listed in Article 1 (1) d) of Regulation (EEC) No 3330/74 is hereby fixed, per 100 kilogrammes of product, at 0.0770 unit of account per percentage point of sucrose content.

Article 2

This Regulation shall enter into force on 12 February 1976.

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

Done at Brussels, 11 February 1976.

For the Commission

L.-G. RABOT

Director-General

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 26, 31. 1. 1976, p. 23.

⁽⁴⁾ OJ No L 36, 11. 2. 1976, p. 12.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 9 February 1976

on import arrangements for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community

(76/198/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 136 thereof,

Having regard to the recommendation from the Commission,

Having regard to the opinion of the European Parliament⁽¹⁾,

Whereas the Council has autonomously implemented Article 2 (1) and Protocol No 7 on rum of the ACP-EEC Convention of Lomé; whereas by Regulation (EEC) No 1600/75⁽²⁾ the Council opened a tariff quota free of customs duties for products falling within subheading 22.09 C I of the Common Customs Tariff originating in the ACP States; whereas by Regulation (EEC) No 1957/75⁽³⁾ the Council laid down interim arrangements for trade with the overseas countries and territories associated with the European Economic Community, hereinafter called 'countries and territories'; whereas that Regulation provides for the adoption of special rules for the abovementioned products originating in these countries and territories;

Whereas under Regulation (EEC) No 1958/75⁽⁴⁾ the Council agreed to adopt the measures laying down these import arrangements; whereas it has since approved the principles which should govern these

arrangements; whereas the import arrangements for the abovementioned products originating in the countries and territories should accordingly be adopted for the period from 1 March 1976 to 1 March 1980, without awaiting the entry into force of the Decision on the association of the countries and territories,

HAS DECIDED AS FOLLOWS:

Article 1

1. Pending entry into force of a common organization of the markets in spirits, and at all events no later than 1 March 1980, rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the countries and territories listed in the Annex to this Decision and, as from the entry into force of the Council Decision on the association of the overseas countries and territories, originating in the countries and territories mentioned in the corresponding Annex of that Decision, shall be imported into the Community free of customs duties within the limits of a Community tariff quota fixed in accordance with the following provisions.

2. The grant of exemption from customs duties in the new Member States shall not, however, affect the application of Article 38 of the Act of Accession.

Article 2

1. The tariff quota provided for in Article 1 shall be fixed each year for a period running from 1 July to 30 June.

⁽¹⁾ OJ No C 257, 10. 11. 1975, p. 27.

⁽²⁾ OJ No L 166, 28. 6. 1975, p. 81.

⁽³⁾ OJ No L 201, 31. 7. 1975, p. 5.

⁽⁴⁾ OJ No L 201, 31. 7. 1975, p. 73.

2. However, a quota shall be fixed for March, April, May and June of 1976 which shall be equal to one-third of the annual quota.

Article 3

1. The annual tariff quota shall be fixed on the basis of a basic annual quantity, calculated in hectolitres of pure alcohol, equal to the amount of imports during the best of the last three years for which statistics are available. For the purposes of calculating the quota for 1 March to 30 June 1976 the volume of imports in 1975 shall be taken as an agreed figure as being 80 000 hectolitres of pure alcohol.

2. The annual tariff quota shall be equal to the basic annual quantity determined pursuant to paragraph 1 plus a growth rate of 13 %. The quota shall be fixed on that basis.

3. However, the Council, acting unanimously on a proposal from the Commission, may each year increase or reduce the rate laid down in paragraph 2 in the light of Community consumption and production and developments of the trade flow within the Community and between the Community, the countries and territories and the ACP States.

Article 4

When laying down the annual import quota, the Council, acting by a qualified majority on a proposal from the Commission, shall determine the allocation of the quota amongst the Member States, taking into account actual trends on the markets in question, the needs of the Member States and economic prospects for the period under consideration.

Article 5

For the purposes of implementing this Decision the concept of 'originating products' and the methods of

administrative cooperation relating thereto shall be those defined in Annex II to Regulation (EEC) No 1957/75 and, as from the entry into force of the Council Decision on the association of the countries and territories, those defined in the corresponding Annex to the said Decision.

Article 6

The products referred to in Article 1 shall be placed under Community surveillance according to detailed arrangements to be laid down by the Council when it adopts the measures provided for in Article 3.

Article 7

Article 7 and Annex III of Regulation (EEC) No 1957/75 and, as from the entry into force of the Council Decision on the association of the countries and territories, the corresponding provisions of the said Decision, shall be applicable to the products referred to in Article 1.

Article 8

This Decision shall enter into force on 1 March 1976. It shall apply until 29 February 1980.

Article 9

This Decision shall be published in the *Official Journal of the European Communities*.

Done at Brussels, 9 February 1976.

For the Council

The President

G. THORN

*ANNEX***List of the countries and territories referred to in Article 1**

(This list does not prejudice the status of these countries and territories now or in the future)

1. Overseas countries of the Kingdom of the Netherlands :
 - the Netherlands Antilles (Aruba, Bonaire, Curaçao ; St Martin, Saba, St Eustatius).
 2. Overseas territories of the French Republic :
 - Saint Pierre and Miquelon,
 - Mayotte,
 - Territory of the Afars and Issas,
 - New Caledonia and Dependencies,
 - Wallis and Futuna Islands,
 - French Polynesia,
 - French Southern and Antarctic Territories.
 3. Overseas countries and territories of the United Kingdom of Great Britain and Northern Ireland :
 - Belize,
 - Brunei,
 - Associated States in the Caribbean (Antigua, Dominica, St Lucia, St Vincent, St Kitts, Nevis and Anguilla),
 - Cayman Islands,
 - Falkland Islands and Dependencies,
 - Gilbert Islands,
 - Solomon Islands,
 - Turks and Caicos Islands,
 - British Virgin Islands,
 - Montserrat,
 - Pitcairn,
 - St Helena and Dependencies,
 - Seychelles,
 - British Antarctic Territory,
 - British Indian Ocean Territory,
 - Tuvalu.
 4. Anglo-French Condominium of the New Hebrides.
 5. Countries provisionally covered by this Decision :
 - The Comores,
 - Surinam.
-