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## of the European Communities

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## Legislation

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## I

(Acts whose publication is obligatory)

## COUNCIL REGULATION (EEC) No 691/76

of 25 March 1976

on the supply, as a matter of urgency, of skimmed-milk powder to the United Nations High Commissioner for Refugees for the benefit of Angolan refugees in Zaïre, as food aid pursuant to Regulation (EEC) No 1348/75

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1347/75 of 26 May 1975 laying down general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations under the 1975 programme<sup>(1)</sup>, and in particular Articles 3 and 7 thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 1347/75 provides for the supply of 43 010 metric tons of skimmed-milk powder as food aid to certain developing countries and international organizations;

Whereas Council Regulation (EEC) No 1348/75 of 26 May 1975 on the supply of skimmed-milk powder as food aid to certain developing countries and international organizations under the 1975 programme<sup>(2)</sup> provides for a reserve of 3 800 metric tons of skimmed-milk powder;

Whereas the United Nations High Commissioner for Refugees has requested emergency food aid for Angolan refugees in Zaïre; whereas the needs of the people concerned warrant food aid from the Commu-

nity; whereas, in view of the situation, the forwarding costs should be paid by the Community as far as delivery to the airport of destination for part of the quantities and to the port of unloading for the remaining quantities,

HAS ADOPTED THIS REGULATION:

*Article 1*

Of the 3 800 metric tons of skimmed-milk powder provided for as a reserve by Regulation (EEC) No 1348/75, 150 metric tons shall be allocated to the United Nations High Commissioner for Refugees.

*Article 2*

Community financing shall cover the cost of forwarding to the stage of delivery to the airport of destination for a quantity of approximately 50 metric tons of skimmed-milk powder and to the port of unloading for the remaining quantities.

*Article 3*

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, 25 March 1976.

*For the Council*

*The President*

M. MART

<sup>(1)</sup> OJ No L 138, 29. 5. 1975, p. 1.

<sup>(2)</sup> OJ No L 138, 29. 5. 1975, p. 3.

**COUNCIL REGULATION (EEC) No 692/76****of 25 March 1976****derogating from Regulation (EEC) No 2750/75 in respect of mobilization procedures for cereals to be supplied as emergency food aid to the United Nations High Commissioner for Refugees for the benefit of Angolan refugees in Zaïre**

THE COUNCIL 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 <sup>(1)</sup>, as amended by Regulation (EEC) No 3058/75 <sup>(2)</sup>, and in particular Article 28 thereof,

Having regard to Council Regulation No 359/67/EEC of 25 July 1967 on the common organization of the market in rice <sup>(3)</sup>, as last amended by Regulation (EEC) No 668/75 <sup>(4)</sup>, and in particular Article 23(a) thereof,

Having regard to the proposal from the Commission,  
Whereas it is desirable that, in view of the urgency of the situation, the cereals to be supplied to the United Nations High Commissioner for Refugees for the benefit of Angolan refugees in Zaïre should be mobilized by means of a sufficiently flexible and rapid procedure;

Whereas use of the tendering procedure provided for in Article 4(1) and (2) of Council Regulation (EEC) No 2750/75 of 29 October 1975 fixing criteria for the mobilization of cereals intended as food aid <sup>(5)</sup>, does not permit the objectives of flexibility and speed to be met; whereas provision should consequently be made to enable another procedure to be used,

HAS ADOPTED THIS REGULATION:

*Article 1*

By way of derogation from Article 4 (1) and (2) of Regulation (EEC) No 2750/75, a procedure other than a tendering procedure may be used for the supply and transportation to the port of unloading of products covered by that Regulation supplied as food aid to the United Nations High Commissioner for Refugees, for the benefit of Angolan refugees in Zaïre.

*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, 25 March 1976.

*For the Council*

*The President*

M. MART

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> OJ No 174, 31. 7. 1967, p. 1.

<sup>(4)</sup> OJ No L 72, 20. 3. 1975, p. 18.

<sup>(5)</sup> OJ No L 281, 1. 11. 1975, p. 89.

**COUNCIL REGULATION (EEC) No 693/76****of 25 March 1976****on the supply, as a matter of urgency, of butteroil to the United Nations High Commissioner for Refugees for the benefit of Angolan refugees in Zaïre, as food aid pursuant to Regulation (EEC) No 1542/75**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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<sup>(1)</sup>, and in particular Articles 3 and 8 thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 1541/75 provides for the supply of 43 400 metric tons of butteroil as food aid to certain developing countries and international organizations;

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<sup>(2)</sup>, provides for a reserve of 4 550 metric tons of butteroil;

Whereas the United Nations High Commissioner for Refugees has requested emergency food aid in the

form of oils and fats for Angolan refugees in Zaïre; whereas the needs of the people concerned warrant food aid from the Community; whereas, in view of the situation, the costs of forwarding should be paid by the Community as far as the port of unloading,

HAS ADOPTED THIS REGULATION:

*Article 1*

Of the 4 550 metric tons of butteroil equivalent provided for as a reserve by Regulation (EEC) No 1542/75, 100 metric tons, to be provided as butteroil, shall be allocated to the United Nations High Commissioner for Refugees for the benefit of Angolan refugees in Zaïre.

*Article 2*

The Community shall finance the costs of forwarding as far as the port of unloading.

*Article 3*

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, 25 March 1976.

*For the Council*

*The President*

M. MART

<sup>(1)</sup> OJ No L 157, 19. 6. 1975, p. 4.

<sup>(2)</sup> OJ No L 157, 19. 6. 1975, p. 6.

## COUNCIL REGULATION (EEC) No 694/76

of 25 March 1976

laying down general rules for the supply of milk fats to certain developing countries and international organizations under the 1976 food-aid programme

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 804/68 of 27 June 1968 on the common organization of the market in milk and milk products<sup>(1)</sup>, as last amended by Regulation (EEC) No 559/76<sup>(2)</sup>, and in particular Article 6 (6) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament<sup>(3)</sup>,

Whereas certain developing countries and international organizations have indicated their requirements in milk fats; whereas these fats may be supplied in the form of butter or butteroil produced within the Community and meeting certain quality standards;

Whereas the amounts available at present in the Community enable a quantity corresponding to 45 000 metric tons of butteroil to be supplied as food aid in butter and butteroil; whereas the apportionment of supplies between public and private stocks will vary depending on market trends and seasonal requirements;

Whereas in view of the situation on the Community market in butter and other butterfats as well as the need to make certain emergency deliveries and ensure regular supplies under the most favourable economic conditions provision should be made for these supplies to be made either by taking butter or other butterfats from stocks held by intervention agencies or by buying-in butter or butteroil on the Community market;

Whereas, in order to enable the aid to be used effectively, arrangements should be made to finance certain transport and distribution costs;

Whereas the supplies must be delivered at the cheapest possible price; whereas in order to achieve that aim, provision should be made for a tendering procedure; whereas, however, in the interests of speed it may be desirable in exceptional cases to use private contracts;

Whereas delivery of small quantities may be facilitated by a simplified procedure;

Whereas it is desirable that the rules for implementing the measures laid down for buying-in butter or butteroil on the market should be adopted in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68, as in the case of the rules to be applied where public stocks are used,

HAS ADOPTED THIS REGULATION:

*Article 1*

A quantity of butter or butteroil corresponding to 45 000 metric tons of butteroil shall be made available to certain developing countries and international organizations under the 1976 food-aid programme.

*Article 2*

1. The butter referred to in Article 1 shall be purchased in accordance with Article 6(1) of Regulation (EEC) No 804/68. The butteroil referred to in Article 1 shall be processed from this butter.

2. If the market situation is such that delivery as provided in Article 1 cannot be carried out in accordance with paragraph 1, then the supply shall be ensured by using butter or butterfats available on the Community market. Buying-in shall be done in such a way as not to disturb the normal development of prices on the market.

*Article 3*

For the purposes of Article 1:

- (a) the cost of the butter or butteroil, delivered to the fob or a corresponding stage, shall be financed by the Community;
- (b) in exceptional cases, the Community may also wholly or partially finance on a decision of the Council adopted in accordance with the procedure referred to in Article 8:

— forwarding to the frontier of the country and, possibly, to the places of destination, and

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 67, 15. 3. 1976, p. 9.

<sup>(3)</sup> OJ No C 7, 12. 1. 1976, p. 13.

- distribution, where the goods are distributed by an international organization.

#### *Article 4*

The costs referred to in Article 3 (b) shall, where the arrangements agreed with the recipient country or organization so provide, be paid wholly or in part as a lump-sum contribution to the recipient country or organization by the intervention agency responsible for the operation.

#### *Article 5*

Without prejudice to Article 4, invitations to tender shall be issued for delivery of the product, including packing, labelling and forwarding to the fob or a corresponding stage, and, where relevant, for its forwarding beyond that stage, save in exceptional cases where private contracts may be negotiated.

#### *Article 6*

The sums to be paid to the undertaking selected shall be due only if:

- (a) the undertaking satisfies the conditions laid down in the invitation to tender or the private contract; and
- (b) the quality and packing of the delivered product are found on inspection to comply with the relevant Community provisions.

Provision may be made for part of such sums to be paid in advance.

#### *Article 7*

The decision to apply Article 2 (2) shall be taken and the resulting procedure for implementing that paragraph and Article 5 shall be adopted in accordance with the procedure laid down in Article 30 of Regulation (EEC) No 804/68.

Where supplies involve not more than 500 metric tons of butteroil or butteroil equivalent released from stocks of intervention butter or of butter to be bought on the Community market, the Commission shall decide as to the effecting of such supplies and on the relevant procedures.

#### *Article 8*

The countries and organizations for which this aid is destined, together with the quantity to be allocated to each, shall be determined by the Council acting by a qualified majority on a proposal from the Commission.

#### *Article 9*

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, 25 March 1976.

*For the Council*

*The President*

M. MART

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**COUNCIL REGULATION (EEC) No 695/76****of 25 March 1976****on the supply of milk fats to certain developing countries and international organizations under the 1976 food-aid programme**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 694/76 of 25 March 1976 laying down general rules for the supply of milk fats to certain developing countries and international organizations under the 1976 food-aid programme<sup>(1)</sup>, and in particular Articles 3 and 8 thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 694/76 provides for the supply of a quantity of butter or butteroil corresponding to 45 000 metric tons of butteroil to certain developing countries and international organizations; whereas this quantity should be allocated among the various countries and organizations from which appli-

cations have been accepted and arrangements for financing should be specified; whereas 3 640 metric tons should be kept as a contingency reserve for future allocation,

HAS ADOPTED THIS REGULATION:

*Article 1*

The allocation and financing arrangements in respect of a quantity of milk fats corresponding to 45 000 metric tons of butteroil under the 1976 food-aid programme, as provided for in Regulation (EEC) No 694/76 are stipulated in the Annex hereto.

*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, 25 March 1976.

*For the Council*

*The President*

M. MART

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<sup>(1)</sup> See page 4 of this Official Journal.

## ANNEX

## Butteroil food-aid programme

| Recipient countries and organizations | Quantity of butteroil allocated (metric tons) | Financing arrangements |
|---------------------------------------|-----------------------------------------------|------------------------|
| <i>Countries :</i>                    |                                               |                        |
| Afghanistan                           | 250                                           | fob                    |
| Bangladesh                            | 4 300                                         | cif                    |
| Cape Verde Islands                    | 100                                           | cif                    |
| Egypt                                 | 2 000                                         | fob                    |
| Ethiopia                              | 1 500                                         | free at destination    |
| Guinea-Bissau                         | 350                                           | cif                    |
| Haiti                                 | 1 500                                         | cif                    |
| Upper Volta                           | 750                                           | free at destination    |
| Honduras                              | 1 000                                         | cif                    |
| Mauritius                             | 200                                           | fob                    |
| Jordan                                | 1 000                                         | fob                    |
| Kenya                                 | 100                                           | fob                    |
| Mauritania                            | 350                                           | free at destination    |
| Pakistan                              | 3 500                                         | fob                    |
| Peru                                  | 500                                           | fob                    |
| Somalia                               | 1 100                                         | free at destination    |
| Sri Lanka                             | 160                                           | fob                    |
| Tanzania                              | 500                                           | fob                    |
| Yemen (AR)                            | 700                                           | fob                    |
| <i>Organizations :</i>                |                                               |                        |
| League RCS                            | 500                                           | free at destination    |
| WFP                                   | 16 000                                        | free at destination    |
| UNICEF                                | 2 000                                         | free at destination    |
| UNRWA                                 | 3 000                                         | free at destination    |
| Reserve                               | 3 640                                         | ( <sup>1</sup> )       |
| <b>Total</b>                          | <b>45 000</b>                                 |                        |

(<sup>1</sup>) In the case of emergency measures, the financing may cover forwarding costs incurred between the fob stage and the destination and distribution costs, where the aid is forwarded by an international organization.  
The financing may be wholly or partially in the form of a lump-sum payment.

**COUNCIL REGULATION (EEC) No 696/76****of 25 March 1976****derogating from Regulation (EEC) No 2750/75 in respect of mobilization procedures for cereals to be supplied as food aid**

THE COUNCIL 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 <sup>(1)</sup>, as amended by Regulation (EEC) No 3058/75 <sup>(2)</sup>, and in particular Article 28 thereof,

Having regard to Council Regulation No 359/67/EEC of 25 July 1967 on the common organization of the market in rice <sup>(3)</sup>, as last amended by Regulation (EEC) No 668/75 <sup>(4)</sup>, and in particular Article 23 (a) thereof,

Having regard to the proposal from the Commission,

Whereas use of the tendering procedure provided for in Article 4 (1) and (3) of Council Regulation (EEC) No 2750/75 of 29 October 1975 fixing criteria for the mobilization of cereals intended as food aid <sup>(5)</sup>, does

not always permit the objections of flexibility and speed to be met; whereas provision should consequently be made to enable another procedure to be used in certain exceptional cases,

HAS ADOPTED THIS REGULATION :

*Article 1*

By way of derogation from Article 4 (1) and (3) of Regulation (EEC) No 2750/75, a procedure other than a tendering procedure may be used in exceptional cases for the supply of products covered by that Regulation supplied as food aid and delivered fob (or at a corresponding stage) or at a stage later than fob (or at a corresponding stage).

*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, 25 March 1976.

*For the Council*

*The President*

M. MART

<sup>(1)</sup> O.J. No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> O.J. No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> O.J. No L 74, 31. 7. 1967, p. 1.

<sup>(4)</sup> O.J. No L 72, 20. 3. 1975, p. 18.

<sup>(5)</sup> O.J. No L 281, 1. 11. 1975, p. 89.

**COMMISSION REGULATION (EEC) No 697/76****of 29 March 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 organ-  
ization of the market in cereals<sup>(1)</sup>, as amended by  
Regulation (EEC) No 3058/75<sup>(2)</sup>, 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 Regula-  
tion (EEC) No 38/76<sup>(3)</sup> 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 28 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 30 March  
1976.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> OJ No L 6, 13. 1. 1976, p. 1.

## ANNEX

## to the Commission Regulation of 29 March 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                  | 34.67                               |
| 10.01 B        | Durum wheat                              | 65.26 <sup>(1)</sup> <sup>(5)</sup> |
| 10.02          | Rye                                      | 45.55 <sup>(6)</sup>                |
| 10.03          | Barley                                   | 26.90                               |
| 10.04          | Oats                                     | 24.76                               |
| 10.05 B        | Maize other than hybrid maize for sowing | 35.92 <sup>(2)</sup> <sup>(3)</sup> |
| 10.07 A        | Buckwheat                                | 0                                   |
| 10.07 B        | Millet                                   | 19.20 <sup>(4)</sup>                |
| 10.07 C        | Grain sorghum                            | 37.75 <sup>(4)</sup>                |
| 10.07 D        | Canary seed ; other cereals              | 0 <sup>(5)</sup>                    |
| 11.01 A        | Wheat or meslin flour                    | 60.26                               |
| 11.01 B        | Rye flour                                | 75.51                               |
| 11.02 A I a    | Durum wheat groats and meal              | 111.75                              |
| 11.02 A I b    | Common wheat groats and meal             | 63.90                               |

<sup>(1)</sup> 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.

<sup>(2)</sup> 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.

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

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

<sup>(5)</sup> 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.

<sup>(6)</sup> 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 698/76

of 29 March 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<sup>(1)</sup>, as amended by  
Regulation (EEC) No 3058/75<sup>(2)</sup>, 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<sup>(3)</sup> 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 30 March  
1976.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> OJ No L 283, 1. 11. 1975, p. 4.

## ANNEX

to the Commission Regulation of 29 March 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<br>3 | 1st period<br>4 | 2nd period<br>5 | 3rd period<br>6 |
|----------------|------------------------------------------|--------------|-----------------|-----------------|-----------------|
| 10.01 A        | Common wheat and meslin                  | 0            | 0               | 0               | 0               |
| 10.01 B        | Durum wheat                              | 0            | 0               | 0               | 0.40            |
| 10.02          | Rye                                      | 0            | 0               | 0               | 0               |
| 10.03          | Barley                                   | 0            | 0               | 0               | 0.81            |
| 10.04          | Oats                                     | 0            | 0               | 0               | 0.81            |
| 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               | 1.21            |
| 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<br>3 | 1st period<br>4 | 2nd period<br>5 | 3rd period<br>6 | 4th period<br>7 |
|----------------|--------------------------------------------------------------------------------------|--------------|-----------------|-----------------|-----------------|-----------------|
| 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               | 1.44            | 1.44            |
| 11.07 A II (b) | Unroasted malt, other than that obtained from wheat, other than in the form of flour | 0            | 0               | 0               | 1.08            | 1.08            |
| 11.07 B        | Roasted malt                                                                         | 0            | 0               | 0               | 1.26            | 1.26            |

## COMMISSION REGULATION (EEC) No 699/76

of 26 March 1976

opening a third invitation to tender for Grana Padano cheeses held by the Italian intervention agency

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<sup>(1)</sup>, as last amended by Regulation (EEC) No 559/76<sup>(2)</sup>, and in particular Article 8(5) thereof,

Whereas substantial stocks of Grana Padano and Parmigiano Reggiano cheeses are held by the Italian intervention agency; whereas, having regard to the market position, and in order to avoid costs resulting from prolonged storage, the marketing of certain quantities of Grana Padano cheeses having reached the proper age for consumption should go on, further to the sale effected according to Commission Regulation (EEC) No 3338/75 of 22 December 1975 opening an invitation to tender for Grana Padano cheeses held by the Italian intervention agency<sup>(3)</sup>, as last amended by Regulation (EEC) No 258/76<sup>(4)</sup>;

Whereas, pursuant to the first subparagraph of Article 8(2) of Regulation (EEC) No 804/68, the terms of disposal should be fixed in such a way as to avoid disturbing the balance of the market; whereas this aim may be achieved through the level at which the selling price is fixed and by limiting the quantities to be released on the market; whereas, in order to ensure equal access to prospective purchasers, recourse should again be made to a tendering procedure, for which the detailed rules are specified in Articles 6 to

15 of Commission Regulation (EEC) No 1107/68 of 27 July 1968 on detailed rules of application for intervention on the market in Grana Padano and Parmigiano Reggiano cheeses<sup>(5)</sup>, as last amended by Regulation (EEC) No 250/76<sup>(6)</sup>;

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 for a quantity of approximately 1 730 metric tons of fully matured Grana Padano cheeses held by the Italian intervention agency.

*Article 2*

This invitation to tender shall be governed by Articles 6 to 15 of Regulation (EEC) No 1107/68.

*Article 3*

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

*Article 4*

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, 26 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 67, 15. 3. 1976, p. 9.

<sup>(3)</sup> OJ No L 329, 23. 12. 1975, p. 25.

<sup>(4)</sup> OJ No L 32, 6. 2. 1976, p. 14.

<sup>(5)</sup> OJ No L 184, 29. 7. 1968, p. 29.

<sup>(6)</sup> OJ No L 30, 5. 2. 1976, p. 11.

## COMMISSION REGULATION (EEC) No 700/76

of 29 March 1976

authorizing the Kingdom of Denmark to suspend the component for protection of the processing industry for certain cereal-based compound animal feeding-stuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession, and in particular Articles 59 (4) and 61 (3) thereof,

Whereas under Article 61 (3) of the Act the components for protection of the processing industry (hereinafter called 'fixed components') are to be progressively abolished in trade between the Community as originally constituted and the new Member States and between the new Member States themselves by reductions to be made at the beginning of the marketing year fixed for the basic products concerned at the rate laid down in Article 59 (1) of the Act; whereas, however, Article 59 (4) applied by Article 61 (3) to the fixed component, allows the new Member States to suspend in whole or in part such fixed component;

Whereas the Kingdom of Denmark has requested authorization from the Commission to suspend the fixed component for products falling within

subheading 23.07 B I c) 1 of the Common Customs Tariff on the basis that such a fixed element has the effect of increasing the price of these products in Denmark; whereas this request should be granted;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The Kingdom of Denmark is hereby authorized to suspend the fixed component applicable to imports from the other Member States of the products falling within subheading 23.07 B I c) 1 of the Common Customs Tariff.

*Article 2*

This Regulation shall enter into force on the day of 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, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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**COMMISSION REGULATION (EEC) No 701/76  
of 29 March 1976**

**amending Regulation (EEC) No 1992/75 fixing for the 1975/76 marketing year in  
respect of trade within the Community the components designed to protect the  
rice and cereals processing industries**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
2758/75 of 29 October 1975 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<sup>(1)</sup>,

Whereas Commission Regulation (EEC) No 1992/75  
of 30 July 1975<sup>(2)</sup> fixed for the 1975/76 marketing  
year in respect of trade within the Community the  
components designed to protect the rice and cereals  
processing industries;

Whereas Commission Regulation (EEC) No 700/76 of  
29 March 1976<sup>(2)</sup> authorized the Kingdom of

Denmark to suspend the component for protection of  
the processing industry for products falling within  
subheading 23.07 B I c) 1 of the Common Customs  
Tariff; whereas Regulation (EEC) No 1992/75 should  
be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

The amount shown in the column headed 'Denmark'  
in the Annex to Regulation (EEC) No 1992/75 shall,  
for the products falling within subheading 23.07 B I c)  
1 of the Common Customs Tariff, be replaced by '0'.

*Article 2*

This Regulation shall enter into force on the same day  
as Regulation (EEC) No 700/76.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 109.

<sup>(2)</sup> OJ No L 202, 1. 8. 1975, p. 43.

<sup>(3)</sup> See page 14 of this Official Journal.

## COMMISSION REGULATION (EEC) No 702/76

of 29 March 1976

amending Regulation No 91/66/EEC of 29 June 1966 concerning the number of returning holdings to be selected in each division and each category of holding and the size of the field of survey

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 79/65/EEC of 15 June 1965 setting up a network for the collection of accountancy data on the incomes and business operation of agricultural holdings in the European Economic Community <sup>(1)</sup>, as last amended by Regulation (EEC) No 2910/73 <sup>(2)</sup>, and in particular Article 4 thereof,

Whereas because of the difficulties inherent in extending the Farm Accountancy Data Network, the limits within which the number of holdings may be chosen in each division should be widened;

Whereas the accounting sample is intended to represent the entire field of survey at the end of the extension period, i.e. 1978 accounting year at the latest; whereas the fixing of a minimum number of returning holdings in each category of holding is not compatible with that aim; whereas the relevant provision should therefore be deleted;

Whereas mushroom cultivation is an agricultural activity and holdings engaged therein should be included in the field of survey; whereas, mushrooms should therefore be included in the list of reference products which define the said field of survey;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Community Committee for the Farm Accountancy Data Network,

HAS ADOPTED THIS REGULATION:

*Article 1*

The third subparagraph of Article 3(1) of Regulation No 91/66/EEC is hereby amended to read as follows:

'The number of returning holdings selected per division may be lower than the number laid down in Annex III, but by no more than 20 %, provided that this does not entail a reduction in the total number of returning holdings laid down per Member State.'

*Article 2*

Article 3(2) of Regulation No 91/66/EEC is hereby deleted.

*Article 3*

In Annex I to Regulation No 91/66/EEC the following is hereby added:

'f [... 33a: mushrooms, ...].'

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

<sup>(1)</sup> OJ No 109, 23. 6. 1965, p. 1859/65.

<sup>(2)</sup> OJ No L 299, 27. 10. 1973, p. 1.

## COMMISSION REGULATION (EEC) No 703/76

of 29 March 1976

## fixing the adjustments to be made to refunds fixed in advance for milk and milk products

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<sup>(1)</sup>, as last amended by Regulation (EEC) No 559/76<sup>(2)</sup>, and in particular Article 17(4) thereof,

Whereas, under the third subparagraph of Article 5(3) of Council Regulation (EEC) No 876/68 of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and criteria for fixing the amount of such refunds<sup>(3)</sup>, as last amended by Regulation (EEC) No 2429/72<sup>(4)</sup>, refunds fixed in advance may be adjusted where there is a change in the intervention prices and in the amount of certain aids for milk products;

Whereas, in pursuance of Council Regulation (EEC) No 558/76 of 15 March 1976<sup>(5)</sup>, intervention prices have been increased with effect from 15 March 1976; whereas the effect of the new prices on the level of market prices is such that an adjustment of refunds fixed in advance for milk products appears justified, except for cheeses exported to Zone E and Canada where the level of the market price is in the process of increasing;

Whereas, in accordance with the third subparagraph of Article 5(2) of Council Regulation (EEC) No 2682/72 of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds<sup>(6)</sup>, refunds fixed in advance for the products specified in Annex A to the said Regulation are to be adjusted according to the rules applicable to the advance fixing of the refund on basic products exported unprocessed; whereas the refunds fixed in advance for the said products should therefore also be adjusted;

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*

1. Refunds fixed in advance before 15 March 1976 in respect of the products set out in Annexes I and II, which are exported:

- after 1 April 1976, in the case of products falling within heading 04.04 of the Common Customs Tariff, except for 'cottage cheese' falling within subheading ex 04.04 E I c), and
- after 15 March 1976, in the case of other products,

shall, at the request of the parties concerned, be adjusted by the amounts fixed in the Annexes to this Regulation.

2. However, refunds fixed in advance for products falling within heading 04.04 of the Common Customs Tariff which are exported to Zone E or Canada shall not be adjusted.

3. The day to be taken into account in determining:

- the date of advance fixing, shall be the day on which the application for the export licence was lodged, within the meaning of Article 6(1) of Regulation (EEC) No 193/75<sup>(7)</sup>,
- the date of exportation, shall be the day on which are completed the customs formalities referred to under (b) in the second subparagraph of Article 9(3) of Regulation (EEC) No 193/75.

*Article 2*

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

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 67, 15. 3. 1976, p. 9.

<sup>(3)</sup> OJ No L 155, 3. 7. 1968, p. 1.

<sup>(4)</sup> OJ No L 264, 23. 11. 1972, p. 1.

<sup>(5)</sup> OJ No L 67, 15. 3. 1976, p. 4.

<sup>(6)</sup> OJ No L 289, 27. 12. 1972, p. 13.

<sup>(7)</sup> OJ No L 25, 31. 1. 1975, p. 10.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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## ANNEX I

List of the adjustments applicable to refunds fixed in advance before 15 March 1976 for certain products specified in Article 1 of Regulation (EEC) No 804/68, exported in their natural state on or after that date

| CCT heading No  | Description of goods                                                                                                                                                                                                                                                                                                                          | Refund in u.a./100 kg net weight (unless otherwise indicated)                                              |
|-----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------|
| ex 04.01 A I a) | Other than whey                                                                                                                                                                                                                                                                                                                               | + 0.44                                                                                                     |
| ex 04.01 A II   | Other than whey, of a fat content, by weight :<br>— Not exceeding 1.5 %<br>— Exceeding 1.5 % but not exceeding 3 %<br>— Exceeding 3 % but not exceeding 4 %<br>— Exceeding 4 %                                                                                                                                                                | + 0.13<br>+ 0.29<br>+ 0.44<br>+ 0.54                                                                       |
| ex 04.01 B I    | Other than whey, of a fat content, by weight :<br>— Not exceeding 10 %<br>— Exceeding 10 % but not exceeding 17 %<br>— Exceeding 17 %                                                                                                                                                                                                         | + 0.73<br>+ 1.22<br>+ 1.90                                                                                 |
| ex 04.01 B II   | Other than whey, of a fat content, by weight :<br>— Not exceeding 35 %<br>— Exceeding 35 % but not exceeding 39 %<br>— Exceeding 39 %                                                                                                                                                                                                         | + 2.30<br>+ 3.68<br>+ 4.08                                                                                 |
| ex 04.01 B III  | Other than whey, of a fat content, by weight :<br>— Not exceeding 68 %<br>— Exceeding 68 %                                                                                                                                                                                                                                                    | + 4.67<br>+ 6.94                                                                                           |
| 04.02 A II      | Of a fat content, by weight :<br>— Not exceeding 1.5 %<br>— Exceeding 1.5 % but not exceeding 11 %<br>— Exceeding 11 % but not exceeding 17 %<br>— Exceeding 17 % but not exceeding 25 %<br>— Exceeding 25 % but not exceeding 27 %<br>— Exceeding 27 % but not exceeding 29 %<br>— Exceeding 29 % but not exceeding 41 %<br>— Exceeding 41 % | + 1.46 <sup>(1)</sup><br>+ 1.46 <sup>(1)</sup><br>+ 2.65<br>+ 3.23<br>+ 3.93<br>+ 4.11<br>+ 4.26<br>+ 5.35 |
| ex 04.02 A III  | Of a fat content, by weight :<br>— Exceeding 3 % but not exceeding 7.4 %<br>— Exceeding 7.4 % but not exceeding 8.9 %                                                                                                                                                                                                                         | + 0.66<br>+ 1.07                                                                                           |

| CCT heading No                      | Description of goods                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Refund in u.a./100 kg<br>net weight (unless<br>otherwise indicated)                                                                                                                                                                                                                                                              |
|-------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ex 04.02 A III<br>( <i>cont'd</i> ) | <ul style="list-style-type: none"> <li>— Exceeding 8.9 % but not exceeding 11 %</li> <li>— Exceeding 11 % but not exceeding 21 %</li> <li>— Exceeding 21 % but not exceeding 39 %</li> <li>— Exceeding 39 % but not exceeding 45 %</li> <li>— Exceeding 45 %</li> </ul>                                                                                                                                                                                                                                                                             | <ul style="list-style-type: none"> <li>+ 1.27</li> <li>+ 1.22</li> <li>+ 2.30</li> <li>+ 4.08</li> <li>+ 4.67</li> </ul>                                                                                                                                                                                                         |
| ex 04.02 B I b)                     | Other than whey, of a fat content, by weight : <ul style="list-style-type: none"> <li>— Not exceeding 1.5 %</li> <li>— Exceeding 1.5 % but not exceeding 11 %</li> <li>— Exceeding 11 % but not exceeding 17 %</li> <li>— Exceeding 17 % but not exceeding 25 %</li> <li>— Exceeding 25 % but not exceeding 27 %</li> <li>— Exceeding 27 % but not exceeding 41 %</li> <li>— Exceeding 41 %</li> </ul>                                                                                                                                              | <ul style="list-style-type: none"> <li>+ 0.0146 <sup>(2)</sup><br/>kg</li> <li>+ 0.0146 <sup>(2)</sup><br/>kg</li> <li>+ 0.0265 <sup>(2)</sup><br/>kg</li> <li>+ 0.0323 <sup>(2)</sup><br/>kg</li> <li>+ 0.0393 <sup>(2)</sup><br/>kg</li> <li>+ 0.0411 <sup>(2)</sup><br/>kg</li> <li>+ 0.0535 <sup>(2)</sup><br/>kg</li> </ul> |
| ex 04.02 B II                       | Other than whey, of a fat content, by weight : <ul style="list-style-type: none"> <li>— Not exceeding 6.9 % and of a lactic dry matter content, by weight, of 15 % or more</li> <li>— Exceeding 6.9 % but not exceeding 9.5 % and of a lactic dry matter content, by weight, of 15 % or more</li> <li>— Exceeding 9.5 % but not exceeding 21 % and of a lactic dry matter content, by weight, less than 15 %</li> <li>— Exceeding 21 % but not exceeding 39 %</li> <li>— Exceeding 39 % but not exceeding 45 %</li> <li>— Exceeding 45 %</li> </ul> | <ul style="list-style-type: none"> <li>+ 0.40 <sup>(3)</sup></li> <li>+ 1.30 <sup>(3)</sup></li> <li>+ 0.0122 <sup>(2)</sup><br/>kg</li> <li>+ 0.0230 <sup>(2)</sup><br/>kg</li> <li>+ 0.0408 <sup>(2)</sup><br/>kg</li> <li>+ 0.0467 <sup>(2)</sup><br/>kg</li> </ul>                                                           |
| ex 04.03                            | Of a fat content, by weight : <ul style="list-style-type: none"> <li>— Of 62 % or more, but less than 78 %</li> <li>— Of 78 % or more, but less than 80 %</li> <li>— Of 80 % or more, but less than 82 %</li> </ul>                                                                                                                                                                                                                                                                                                                                 | <ul style="list-style-type: none"> <li>+ 6.43</li> <li>+ 8.09</li> <li>+ 8.29</li> </ul>                                                                                                                                                                                                                                         |

| CCT heading No        | Description of goods                                                                                                                                                                                                                                                                                                                                                            | Refund in u.a./100 kg net weight (unless otherwise indicated)        |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|
| ex 04.03<br>(cont'd)  | — Of 82 % or more, but less than 99.5 %                                                                                                                                                                                                                                                                                                                                         | + 8.50                                                               |
|                       | — Exceeding 99.5 %                                                                                                                                                                                                                                                                                                                                                              | + 10.31                                                              |
| ex 04.04 A II         | Emmentaler and Gruyère                                                                                                                                                                                                                                                                                                                                                          | + 5.44                                                               |
| ex 04.04 C            | Other than Roquefort                                                                                                                                                                                                                                                                                                                                                            | + 4.64                                                               |
| ex 04.04 D II a) 1    | Of a dry matter content, by weight :<br>— Of 33 % or more, but less than 38 %<br>— Of 38 % or more, but less than 43 % and of a fat content, by weight, in the dry matter :<br>— Less than 20 %<br>— Of 20 % or more<br>— Of 43 % or more and of a fat content, by weight, in the dry matter :<br>— Less than 20 %<br>— Of 20 % or more but less than 40 %<br>— Of 40 % or more | + 1.69<br><br><br>+ 1.69<br>+ 2.53<br><br>+ 1.69<br>+ 2.53<br>+ 3.73 |
| ex 04.04 D II a) 2    | Of a dry matter content, by weight :<br>— Of 33 % or more but less than 38 %<br>— Of 38 % or more but less than 43 %<br>— Of 43 % or more but less than 46 %<br>— Of 46 % or more and of a fat content, by weight, in the dry matter :<br>— Less than 55 %<br>— Of 55 % or more                                                                                                 | + 1.69<br>+ 2.53<br>+ 3.73<br><br>+ 3.73<br>+ 4.42                   |
| 04.04 D II b)         | Exceeding 36 %                                                                                                                                                                                                                                                                                                                                                                  | + 4.42                                                               |
| ex 04.04 E I b) 1 bb) | Of a fat content, by weight, in the dry matter of 48 % or more                                                                                                                                                                                                                                                                                                                  | + 5.22                                                               |
| ex 04.04 E I b) 5     | Of a fat content, by weight, in the dry matter :<br>— Less than 5 % and of a content, by weight, in the dry matter of 32 % or more<br>— Of 5 % or more but less than 19 % and of a content, by weight, in the dry matter of 32 % or more                                                                                                                                        | + 1.33<br><br>+ 2.49                                                 |

| CCT heading No                | Description of goods                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Refund in u.a./100 kg<br>net weight (unless<br>otherwise indicated)                                                                                                                                      |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| ex 04.04 E I b) 5<br>(cont'd) | <ul style="list-style-type: none"> <li>— Of 19 % or more but less than 39 % and of a water content, calculated by weight, of the non-fatty matter not exceeding 62 %</li> <li>— Of 39 % or more : <ul style="list-style-type: none"> <li>— Asiago, Caciocavallo, Provolone, Ragusano</li> <li>— Danbo, Edam, Fontal, Fontina, Fynbo, Gouda, Havarti, Maribo, Samsø, Tilsit</li> <li>— Butterkäse, Esrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin, Taleggio</li> <li>— Cantal</li> </ul> </li> <li>— Salted Ricotta, of a fat content, by weight, of 30 % or more</li> <li>— Feta</li> <li>— Colby, Monterey</li> <li>— Other, of a water content, calculated by weight, of the non-fatty matter : <ul style="list-style-type: none"> <li>— Exceeding 47 % but not exceeding 52 %</li> <li>— Exceeding 52 % but not exceeding 62 %</li> </ul> </li> </ul> | <ul style="list-style-type: none"> <li>+ 3.54</li> <li>+ 5.42</li> <li>+ 4.61</li> <li>+ 3.98</li> <li>+ 4.88</li> <li>+ 3.00</li> <li>+ 3.57</li> <li>+ 4.88</li> <li>+ 5.42</li> <li>+ 4.61</li> </ul> |
| 04.04 E I c)                  | <ul style="list-style-type: none"> <li>— Of a fat content, by weight, in the dry matter exceeding 70 %</li> <li>— Cottage cheese</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <ul style="list-style-type: none"> <li>+ 4.62</li> <li>+ 0.77</li> </ul>                                                                                                                                 |
| ex 04.04 E II a)              | <p>Of a fat content, by weight, exceeding 20 %, of a lactose content by weight less than 5 % and of a dry matter content, by weight :</p> <ul style="list-style-type: none"> <li>— Of 80 % or more but less than 85 %</li> <li>— Of 85 % or more but less than 95 %</li> <li>— Of 95 % or more</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <ul style="list-style-type: none"> <li>+ 2.89</li> <li>+ 3.75</li> <li>+ 4.33</li> </ul>                                                                                                                 |
| ex 23.07 B I a) 3             | <p>Of a content, by weight, of milk powder of a fat content by weight of or less than 11 % excluding whey powder :</p> <ul style="list-style-type: none"> <li>— 30 % or more but less than 40 %</li> <li>— 40 % or more but less than 50 %</li> <li>— 50 % or more but less than 60 %</li> <li>— 60 % or more but less than 70 %</li> <li>— 70 % or more</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <ul style="list-style-type: none"> <li>+ 0.47</li> <li>+ 0.61</li> <li>+ 0.76</li> <li>+ 0.91</li> <li>+ 1.05</li> </ul>                                                                                 |
| ex 23.07 B I a) 4             | <p>Of a content, by weight, of milk powder of a fat content by weight of or less than 11 % excluding whey powder :</p> <ul style="list-style-type: none"> <li>— 30 % or more but less than 40 %</li> <li>— 40 % or more but less than 50 %</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <ul style="list-style-type: none"> <li>+ 0.47</li> <li>+ 0.61</li> </ul>                                                                                                                                 |

| CCT heading No                | Description of goods                                                                                            | Refund in u.a./100 kg net weight (unless otherwise indicated) |
|-------------------------------|-----------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|
| ex 23.07 B I a) 4<br>(cont'd) | — 50 % or more but less than 60 %                                                                               | + 0.76                                                        |
|                               | — 60 % or more but less than 70 %                                                                               | + 0.91                                                        |
|                               | — 70 % or more but less than 75 %                                                                               | + 1.05                                                        |
|                               | — 75 % or more but less than 80 %                                                                               | + 1.09                                                        |
|                               | — 80 % or more                                                                                                  | + 1.20                                                        |
| ex 23.07 B II                 | Of a content, by weight, of milk powder of a fat content by weight of or less than 11 % excluding whey powder : |                                                               |
|                               | — 50 % or more but less than 60 %                                                                               | + 0.76                                                        |
|                               | — 60 % or more but less than 70 %                                                                               | + 0.91                                                        |
|                               | — 70 % or more but less than 80 %                                                                               | + 1.05                                                        |
|                               | — 80 % or more                                                                                                  | + 1.20                                                        |

(<sup>1</sup>) This amount is not applicable for exports under the conditions of Regulation (EEC) No 231/76.

(<sup>2</sup>) The weight of added non-lactic matter and lactose should be disregarded for the purpose of calculating fat content. The refund on 100 kg of product falling within this subheading is equal to the sum of the following components :

(a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;

(b) a component established in application of the provisions of Regulation (EEC) No 766/68.

(<sup>3</sup>) The refund on 100 kg of product falling within this subheading is equal to the sum of the following components :

(a) the amount per 100 kg shown ; and

(b) a component established in application of the provisions of Regulation (EEC) No 766/68.

The weight of non-milk fat should be disregarded for the purposes of calculating fat content.

## ANNEX II

List of adjustments applicable to refunds fixed in advance before 15 March 1976 for the products indicated in Annex A to Regulation (EEC) No 2682/72 and specified in Article 1 of Regulation (EEC) No 804/68, exported in the form of goods included in the Annex to the latter Regulation on or after 15 March 1976

| CCT heading No | Description of goods                                                                                                                            | Adjustment in<br>u.a./100 kg net<br>weight (unless<br>otherwise<br>indicated) |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
| ex 04.02 A II  | Milk powder, obtained by the Spray process, of a fat content, by weight, less than 1.5 %, and of a water content by weight less than 5 % (PG 2) | + 1.46                                                                        |
| ex 04.02 A II  | Milk powder, obtained by the Spray process of a fat content by weight, of 26 % and of a water content by weight less than 5 % (PG 3)            | + 3.93                                                                        |
| ex 04.02 A III | Condensed milk, of a fat content, by weight, of 7.5 % and of a weight referred to dry matter of 25 % (PG 4)                                     | + 1.07                                                                        |
| ex 04.03       | Butter, of a fat content, by weight, of 82 % (PG 6)                                                                                             | + 8.50                                                                        |

## COMMISSION REGULATION (EEC) No 704/76

of 29 March 1976

fixing the import levies on products processed from cereals and rice

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<sup>(1)</sup>, as amended by Regulation (EEC) No 3058/75<sup>(2)</sup>, and in particular Article 14 (4) thereof,

Having regard to Council Regulation No 359/67/EEC of 25 July 1967 on the common organization of the market in rice<sup>(3)</sup>, as last amended by Regulation (EEC) No 668/75<sup>(4)</sup>, and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied to calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation No 359/67/EEC; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice<sup>(5)</sup>, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first twenty-five days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation, is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

Whereas Commission Regulation (EEC) No 1579/74 of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for

these products and for compound feedingstuffs manufactured from cereals<sup>(6)</sup>, as last amended by Regulation (EEC) No 1997/75<sup>(7)</sup>, provides that the levy thus determined, increased by the fixed component, is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 2.5 units of account per metric ton from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75<sup>(8)</sup> laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States or in the 'overseas countries and territories', the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 1599/75 of 24 June 1975 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'<sup>(9)</sup>, as amended by Regulation (EEC) No 3329/75<sup>(10)</sup>;

Whereas Article 4 (2) of Regulation (EEC) No 2744/75 provides that the levy to be charged on the products listed in the Annex to that Regulation under subheading 07.06 A is limited, with effect from the date of entry into force of the Geneva Protocol (1967) annexed to the General Agreement on Tariffs and Trade, to the amount resulting from application of the rate of duty bound within GATT;

(<sup>1</sup>) OJ No L 281, 1. 11. 1975, p. 1.

(<sup>2</sup>) OJ No L 306, 26. 11. 1975, p. 3.

(<sup>3</sup>) OJ No 174, 31. 7. 1967, p. 1.

(<sup>4</sup>) OJ No L 72, 20. 3. 1975, p. 18.

(<sup>5</sup>) OJ No L 281, 1. 11. 1975, p. 65.

(<sup>6</sup>) OJ No L 168, 25. 6. 1974, p. 7.

(<sup>7</sup>) OJ No L 202, 1. 8. 1975, p. 57.

(<sup>8</sup>) OJ No L 195, 26. 7. 1975, p. 25.

(<sup>9</sup>) OJ No L 166, 28. 6. 1975, p. 67.

(<sup>10</sup>) OJ No L 329, 23. 12. 1975, p. 6.

Whereas, if the levy system is to operate normally, levies 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, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION :

*Article 1*

The import levies to be charged on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation No 359/67/EEC and subject to Regulation (EEC) No 2744/75 are hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 April 1976.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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## ANNEX

| CCT heading No | Nomenclature in simplified wording                                                                                                                | Levies in u.a./metric ton                         |                                    |
|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|------------------------------------|
|                |                                                                                                                                                   | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT                     |
| 07.06 A        | Manioc, arrowroot, salep and other similar roots and tubers with high starch content, excluding sweet potatoes                                    | 4.56 <sup>(1)</sup>                               | 3.06 <sup>(1)</sup> <sup>(5)</sup> |
| 11.01 C        | Barley flour <sup>(*)</sup>                                                                                                                       | 50.58                                             | 45.58                              |
| 11.01 D        | Oat flour <sup>(*)</sup>                                                                                                                          | 43.07                                             | 38.07                              |
| 11.01 E I      | Maize flour, of a fat content not exceeding 1.5 % by weight <sup>(*)</sup>                                                                        | 70.39                                             | 65.39                              |
| 11.01 E II     | Maize flour, of a fat content exceeding 1.5 % by weight <sup>(*)</sup>                                                                            | 39.56                                             | 37.06                              |
| 11.01 F        | Rice flour <sup>(*)</sup>                                                                                                                         | 35.08                                             | 32.58                              |
| 11.01 G        | Buckwheat flour <sup>(*)</sup>                                                                                                                    | 5.00                                              | 0                                  |
| 11.01 H        | Millet flour <sup>(*)</sup>                                                                                                                       | 23.41                                             | 20.91                              |
| 11.01 I J      | Canary seed flour <sup>(*)</sup>                                                                                                                  | 2.50                                              | 0                                  |
| 11.01 K        | Grain sorghum flour <sup>(*)</sup>                                                                                                                | 39.22                                             | 36.72                              |
| 11.01 L        | Cereals flours, other than flour of wheat, meslin, rye, barley, oats, maize, rice, buckwheat, millet, canary seed or grain sorghum <sup>(*)</sup> | 2.50                                              | 0                                  |
| 11.02 A II     | Rye groats and meal <sup>(*)</sup>                                                                                                                | 99.61                                             | 94.61                              |
| 11.02 A III    | Barley groats and meal <sup>(*)</sup>                                                                                                             | 50.58                                             | 45.58                              |
| 11.02 A IV     | Oat groats and meal <sup>(*)</sup>                                                                                                                | 43.07                                             | 38.07                              |
| 11.02 A V a) 1 | Maize groats and meal, of a fat content not exceeding 1.5 % by weight, for the brewing industry <sup>(*)</sup>                                    | 70.39                                             | 65.39                              |
| 11.02 A V a) 2 | Maize groats and meal, of a fat content not exceeding 1.5 % by weight, other than for the brewing industry <sup>(*)</sup>                         | 70.39                                             | 65.39                              |
| 11.02 A V b)   | Maize groats and meal, of a fat content exceeding 1.5 % by weight <sup>(*)</sup>                                                                  | 39.56                                             | 37.06                              |
| 11.02 A VI     | Rice groats and meal <sup>(*)</sup>                                                                                                               | 35.08                                             | 32.58                              |
| 11.02 A VII    | Buckwheat groats and meal <sup>(*)</sup>                                                                                                          | 5.00                                              | 0                                  |
| 11.02 A VIII   | Millet groats and meal <sup>(*)</sup>                                                                                                             | 23.41                                             | 20.91                              |

| CCT heading No     | Nomenclature in simplified wording                                                                                                                                          | Levies in u.a./metric ton                         |                |
|--------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                    |                                                                                                                                                                             | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT |
| 11.02 A IX         | Grain sorghum groats and meal <sup>(*)</sup>                                                                                                                                | 39.22                                             | 36.72          |
| 11.02 A X          | Cereals groats and meal, other than groats and meal of wheat, meslin, rye, barley, oats, maize, rice, buckwheat, millet or grain sorghum <sup>(*)</sup>                     | 2.50                                              | 0              |
| 11.02 B I a) 1     | Hulled (shelled or husked) barley <sup>(*)</sup>                                                                                                                            | 43.01                                             | 40.51          |
| 11.02 B I a) 2 aa) | Clipped oats                                                                                                                                                                | 24.07                                             | 21.57          |
| 11.02 B I a) 2 bb) | Hulled (shelled or husked) oats other than clipped oats <sup>(*)</sup>                                                                                                      | 40.57                                             | 38.07          |
| 11.02 B I a) 3     | Hulled (shelled or husked) buckwheat <sup>(*)</sup>                                                                                                                         | 2.50                                              | 0              |
| 11.02 B I a) 4     | Hulled (shelled or husked) millet <sup>(*)</sup>                                                                                                                            | 35.30                                             | 32.80          |
| 11.02 B I b) 1     | Hulled and sliced or kibbled barley ('Grütze' or 'Grutten') <sup>(*)</sup>                                                                                                  | 43.01                                             | 40.51          |
| 11.02 B I b) 2     | Hulled and sliced or kibbled oats ('Grütze' or 'Grutten') <sup>(*)</sup>                                                                                                    | 40.57                                             | 38.07          |
| 11.02 B I b) 3     | Hulled and sliced or kibbled buckwheat ('Grütze' or 'Grutten') <sup>(*)</sup>                                                                                               | 2.50                                              | 0              |
| 11.02 B I b) 4     | Hulled and sliced or kibbled millet ('Grütze' or 'Grutten') <sup>(*)</sup>                                                                                                  | 35.30                                             | 32.80          |
| 11.02 B II a)      | Hulled (shelled or husked) wheat, whether or not sliced or kibbled <sup>(*)</sup>                                                                                           | 44.02                                             | 41.52          |
| 11.02 B II b)      | Hulled (shelled or husked) rye, whether or not sliced or kibbled <sup>(*)</sup>                                                                                             | 72.40                                             | 69.90          |
| 11.02 B II c)      | Hulled (shelled or husked) maize, whether or not sliced or kibbled <sup>(*)</sup>                                                                                           | 60.63                                             | 58.13          |
| 11.02 B II d)      | Hulled (shelled or husked) grain sorghum, whether or not sliced or kibbled <sup>(*)</sup>                                                                                   | 60.10                                             | 57.60          |
| 11.02 B II e)      | Hulled (shelled or husked) grains, whether or not sliced or kibbled, other than those of wheat, rye, maize, barley, oats, buckwheat, millet or grain sorghum <sup>(*)</sup> | 2.50                                              | 0              |
| 11.02 C I          | Pearled wheat <sup>(*)</sup>                                                                                                                                                | 52.45                                             | 49.95          |
| 11.02 C II         | Pearled rye <sup>(*)</sup>                                                                                                                                                  | 86.60                                             | 84.10          |
| 11.02 C III        | Pearled barley <sup>(*)</sup>                                                                                                                                               | 68.30                                             | 63.30          |
| 11.02 C IV         | Pearled oats <sup>(*)</sup>                                                                                                                                                 | 36.34                                             | 33.84          |
| 11.02 C V          | Pearled maize <sup>(*)</sup>                                                                                                                                                | 60.63                                             | 58.13          |
| 11.02 C VI         | Pearled buckwheat <sup>(*)</sup>                                                                                                                                            | 2.50                                              | 0              |
| 11.02 C VII        | Pearled millet <sup>(*)</sup>                                                                                                                                               | 35.30                                             | 32.80          |
| 11.02 C VIII       | Pearled grain sorghum <sup>(*)</sup>                                                                                                                                        | 60.10                                             | 57.60          |
| 11.02 C IX         | Pearled grains, other than grains of wheat, rye, barley, oats, maize, buckwheat, millet or grain sorghum <sup>(*)</sup>                                                     | 2.50                                              | 0              |

| CCT heading No  | Nomenclature in simplified wording                                                                                                                | Levies in u.a./metric ton                         |                |
|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                 |                                                                                                                                                   | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT |
| 11.02 D I       | Wheat not otherwise worked than kibbled (*)                                                                                                       | 34.34                                             | 31.84          |
| 11.02 D II      | Rye not otherwise worked than kibbled (*)                                                                                                         | 56.11                                             | 53.61          |
| 11.02 D III     | Barley not otherwise worked than kibbled (*)                                                                                                      | 28.33                                             | 25.83          |
| 11.02 D IV      | Oats not otherwise worked than kibbled (*)                                                                                                        | 24.07                                             | 21.57          |
| 11.02 D V       | Maize not otherwise worked than kibbled (*)                                                                                                       | 39.56                                             | 37.06          |
| 11.02 D VI      | Buckwheat not otherwise worked than kibbled (*)                                                                                                   | 2.50                                              | 0              |
| 11.02 D VII     | Millet not otherwise worked than kibbled (*)                                                                                                      | 23.41                                             | 20.91          |
| 11.02 D VIII    | Grain sorghum not otherwise worked than kibbled (*)                                                                                               | 39.22                                             | 36.72          |
| 11.02 D IX      | Grains not otherwise worked than kibbled, other than grains of wheat, rye, barley, oats, maize, buckwheat, millet or grain sorghum (*)            | 2.50                                              | 0              |
| 11.02 E I a) 1  | <b>Rolled barley (*)</b>                                                                                                                          | 28.33                                             | 25.83          |
| 11.02 E I a) 2  | Rolled oats (*)                                                                                                                                   | 24.07                                             | 21.57          |
| 11.02 E I a) 3  | Rolled buckwheat (*)                                                                                                                              | 2.50                                              | 0              |
| 11.02 E I a) 4  | Rolled millet (*)                                                                                                                                 | 23.41                                             | 20.91          |
| 11.02 E I b) 1  | Flaked barley (*)                                                                                                                                 | 55.64                                             | 50.64          |
| 11.02 E I b) 2  | Flaked oats (*)                                                                                                                                   | 47.30                                             | 42.30          |
| 11.02 E I b) 3  | Flaked buckwheat (*)                                                                                                                              | 5.00                                              | 0              |
| 11.02 E I b) 4  | Flaked millet (*)                                                                                                                                 | 41.90                                             | 36.90          |
| 11.02 E II a)   | Rolled or flaked wheat (*)                                                                                                                        | 61.20                                             | 56.20          |
| 11.02 E II b)   | Rolled or flaked rye (*)                                                                                                                          | 99.61                                             | 94.61          |
| 11.02 E II c)   | Rolled or flaked maize (*)                                                                                                                        | 70.39                                             | 65.39          |
| 11.02 E II d)   | Rolled or flaked grain sorghum (*)                                                                                                                | 69.80                                             | 64.80          |
| 11.02 E II e) 1 | Flake rice (*)                                                                                                                                    | 60.33                                             | 55.33          |
| 11.02 E II e) 2 | Rolled or flaked grains other than grains of wheat, rye, barley, oats, maize, rice, buckwheat, millet or grain sorghum, excluding flaked rice (*) | 5.00                                              | 0              |
| 11.02 F I       | Wheat pellets (*)                                                                                                                                 | 61.20                                             | 56.20          |
| 11.02 F II      | Rye pellets (*)                                                                                                                                   | 99.61                                             | 94.61          |
| 11.02 F III     | Barley pellets (*)                                                                                                                                | 50.58                                             | 45.58          |

| CCT heading No | Nomenclature in simplified wording                                                                                                                                       | Levies in u.a./metric ton                         |                      |
|----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------------|
|                |                                                                                                                                                                          | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT       |
| 11.02 F IV     | Oat pellets <sup>(*)</sup>                                                                                                                                               | 43-07                                             | 38-07                |
| 11.02 F V      | Maize pellets <sup>(*)</sup>                                                                                                                                             | 70-39                                             | 65-39                |
| 11.02 F VI     | Rice pellets <sup>(*)</sup>                                                                                                                                              | 35-08                                             | 32-58                |
| 11.02 F VII    | Buckwheat pellets <sup>(*)</sup>                                                                                                                                         | 5-00                                              | 0                    |
| 11.02 F VIII   | Millet pellets <sup>(*)</sup>                                                                                                                                            | 23-41                                             | 20-91                |
| 11.02 F IX     | Grain sorghum pellets <sup>(*)</sup>                                                                                                                                     | 39-22                                             | 36-72                |
| 11.02 F X      | Pellets of cereals other than wheat, rye, barley, oats, maize, rice, buckwheat, millet or grain sorghum <sup>(*)</sup>                                                   | 2-50                                              | 0                    |
| 11.02 G I      | Wheat germ, whole, rolled, flaked or ground                                                                                                                              | 28-42                                             | 23-42                |
| 11.02 G II     | Germ of cereals other than wheat, whole, rolled flaked or ground                                                                                                         | 32-25                                             | 27-25                |
| 11.06 A        | Denatured flour and meal of sago and of manioc, arrowroot, salep and other roots and tubers falling within heading No 07.06, for the manufacture of starches             | 7-06                                              | 1-56 <sup>(5)</sup>  |
| 11.06 B I      | Udenatured flour and meal of sago and of manioc, arrowroot, salep and other roots and tubers falling within heading No 07.06, for the manufacture of starches            | 59-39                                             | 39-39 <sup>(5)</sup> |
| 11.06 B II     | Udenatured flour and meal of sago and of manioc, arrowroot, salep and other roots and tubers falling within heading No 07.06, other than for the manufacture of starches | 75-49                                             | 55-49 <sup>(5)</sup> |
| 11.07 A I a)   | Unroasted malt, obtained from wheat, in the form of flour                                                                                                                | 64-57                                             | 55-57                |
| 11.07 A I b)   | Unroasted malt, obtained from wheat, other than in the form of flour                                                                                                     | 50-52                                             | 41-52                |
| 11.07 A II a)  | Unroasted malt, other than that obtained from wheat, in the form of flour                                                                                                | 54-07 <sup>(4)</sup>                              | 45-07                |
| 11.07 A II b)  | Unroasted malt, other than that obtained from wheat, other than in the form of flour                                                                                     | 42-68                                             | 33-68                |
| 11.07 B        | Roasted malt                                                                                                                                                             | 48-25 <sup>(4)</sup>                              | 39-25                |
| 11.08 A I      | Maize starch                                                                                                                                                             | 59-39                                             | 42-39                |
| 11.08 A II     | Rice starch                                                                                                                                                              | 53-53                                             | 28-03                |
| 11.08 A III    | Wheat starch                                                                                                                                                             | 49-82                                             | 32-82                |
| 11.08 A IV     | Potato starch                                                                                                                                                            | 59-39                                             | 42-39                |
| 11.08 A V      | Starches other than maize, rice, wheat or potato starch                                                                                                                  | 59-39                                             | 21-20 <sup>(5)</sup> |
| 11.09 A        | Dried wheat gluten                                                                                                                                                       | 209-68                                            | 59-68                |

| CCT heading No | Nomenclature in simplified wording                                                                                                                                                                                                                                                                                                                                                                             | Levies in u.a./metric ton                         |                |
|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                |                                                                                                                                                                                                                                                                                                                                                                                                                | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT |
| 11.09 B        | Wheat gluten, other than dried                                                                                                                                                                                                                                                                                                                                                                                 | 209.68                                            | 59.68          |
| 17.02 B II a)  | Glucose other than glucose containing, in the dry state, 99 % or more by weight of the pure product <sup>(*)</sup> , in the form of white crystalline powder, whether or not agglomerated                                                                                                                                                                                                                      | 135.29                                            | 55.29          |
| 17.02 B II b)  | Glucose and glucose syrup not containing, in the dry state, 99 % or more by weight of the pure product <sup>(*)</sup> , other than glucose in the form of white crystalline powder, whether or not agglomerated                                                                                                                                                                                                | 97.39                                             | 42.39          |
| 17.05 B I      | Flavoured or coloured glucose, in the form of white crystalline powder, whether or not agglomerated                                                                                                                                                                                                                                                                                                            | 135.29                                            | 55.29          |
| 17.05 B II     | Flavoured or coloured glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated                                                                                                                                                                                                                                                                                           | 97.39                                             | 42.39          |
| 23.02 A I a)   | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content not exceeding 35 % by weight                                                                                                                                                                                                                                                             | 9.28                                              | 9.28           |
| 23.02 A I b)   | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content exceeding 35 % but not exceeding 45 % by weight, and having undergone a denaturing process                                                                                                                                                                                               | 14.86                                             | 14.86          |
| 23.02 A I b) 2 | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content exceeding 35 % but not exceeding 45 % by weight, not having undergone a denaturing process, or with a starch content exceeding 45 % by weight                                                                                                                                            | 29.72                                             | 29.72          |
| 23.02 A II a)  | Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, of which the starch content does not exceed 28 % by weight, and of which the percentage which passes through a sieve with an aperture of 0.2 mm does not exceed 10 % by weight or of which the sieved product has an ash content, calculated on the dry product, of 1.5 % or more by weight | 7.44                                              | 7.44           |
| 23.02 A II b)  | Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, not falling within subheading No 23.02 A II a)                                                                                                                                                                                                                                              | 29.72                                             | 29.72          |
| 23.03 A I      | Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on the dry product, exceeding 40 % by weight                                                                                                                                                                                                                                    | 202.66                                            | 52.66          |

(<sup>1</sup>) This levy is limited to 6 % of the value for customs purposes.

(<sup>2</sup>) For the purpose of distinguishing between products falling within headings Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within headings Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polarimetric method), referred to dry matter, exceeding 45 % by weight
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

(<sup>3</sup>) Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading No 17.02 B I is subject to the same levy as products falling within subheading No 17.02 B II.

(<sup>4</sup>) In accordance with Regulation (EEC) No 2755/75 this levy is reduced by 0.45 u.a./100 kg for products originating in Turkey.

(<sup>5</sup>) In accordance with Regulation (EEC) No 1599/75 the levy shall not be charged on the following products originating in the countries and territories:

- arrow-root falling within sub-heading ex 07.06 A
- flours and meal of arrow-root falling within sub-headings ex 11.06 A, ex 11.06 B I and II
- arrow-root starch falling within sub-heading ex 11.08 A V.

## COMMISSION REGULATION (EEC) No 705/76

of 29 March 1976

## fixing the import levies on compound feedingstuffs

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<sup>(1)</sup>, as amended by Regulation (EEC) No 3058/75<sup>(2)</sup>, and in particular Article 14 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on compound feedingstuffs are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75; whereas the incidence of the levies applicable to the basic products of compound feedingstuffs on their prime costs should be determined, in pursuance of Article 4 of Council Regulation (EEC) No 2743/75 of 29 October 1975 on the system to be applied to cereal-based compound feedingstuffs<sup>(3)</sup>, on the basis of the average of the levies applicable during the first 25 days of the month preceding the month of importation to the quantities of basic products considered to have been used in the manufacture of such compound feedingstuffs, this average being adjusted on the basis of the threshold price for the basic products in question ruling during the month of importation;

Whereas the levy thus determined, increased by the fixed component, is valid for one month; whereas the amount of the fixed component of the levy is specified in Article 6 of Regulation (EEC) No 2743/75;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States or in the 'overseas countries and territories', the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of

some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 1599/75 of 24 June 1975, on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'<sup>(4)</sup>, as amended by Regulation (EEC) No 3329/75<sup>(5)</sup>;

Whereas, if the levy system is to operate normally, levies 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, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75 the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

*Article 1*

The import levies to be charged on the compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject to Regulation (EEC) No 2743/75 are fixed hereby as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 April 1976.

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 306, 26. 11. 1975, p. 3.

<sup>(3)</sup> OJ No L 281, 1. 11. 1975, p. 60.

<sup>(4)</sup> OJ No L 166, 28. 6. 1975, p. 67.

<sup>(5)</sup> OJ No L 329, 23. 12. 1975, p. 6.

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

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

# ANNEX

| CCT heading No | Nomenclature in simplified wording                                                                                                                                                                                                                                                                                                               | Levies in u.a./metric ton                         |                |
|----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                |                                                                                                                                                                                                                                                                                                                                                  | Third countries<br>(other than<br>ACP and<br>OCT) | ACP and<br>OCT |
|                | Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 17.05 B, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 17.05 A) containing starch, glucose or glucose syrup : |                                                   |                |
|                | Containing no starch or containing 10 % or less by weight of starch :                                                                                                                                                                                                                                                                            |                                                   |                |
| 23.07 B I a) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                            | 14.81                                             | 5.81           |
| 23.07 B I a) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                          | 407.11                                            | 398.11         |
|                | Containing more than 10 % but not more than 30 % by weight of starch :                                                                                                                                                                                                                                                                           |                                                   |                |
| 23.07 B I b) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                            | 27.07                                             | 18.17          |
| 23.07 B I b) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                          | 419.47                                            | 410.47         |
|                | Containing more than 30 % by weight of starch :                                                                                                                                                                                                                                                                                                  |                                                   |                |
| 23.07 B I c) 1 | — Containing no milk products or containing less than 10 % by weight of such products                                                                                                                                                                                                                                                            | 45.33                                             | 36.33          |
| 23.07 B I c) 2 | — Containing 10 % or more but less than 50 % by weight of milk products                                                                                                                                                                                                                                                                          | 437.63                                            | 428.63         |

## II

*(Acts whose publication is not obligatory)*

## COMMISSION

## FIRST COMMISSION DIRECTIVE

of 29 March 1976

amending the Annexes to Council Directive 66/400/EEC of 14 June 1966 on the marketing of beet seed

(76/331/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard for the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/400/EEC of 14 June 1966 on the marketing of beet seed<sup>(1)</sup>, as last amended by Council Directive 75/444/EEC<sup>(2)</sup>, and in particular Article 21a thereof,

Whereas in the light of developments in scientific and technical knowledge Annex I to the said Directive should be amended for the reasons set out below;

Whereas the monogerm varieties of beets, which are being used more and more frequently, show a tendency to hybridization;

Whereas, in order to avoid any risks which could result from this, the minimum distance between neighbouring cultures shall be extended in certain specified cases;

Whereas, improvements in the quality of sugar-beet seeds allows the minimum requirements in respect of the germination capacity and monogermity to be raised;

Whereas certain provisions shall be adapted to the conditions for official examination of seeds carried out according to current international methods;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

In Part A (5) of Annex I, the text of the table is hereby replaced by the following:

<sup>(1)</sup> OJ No 125, 11. 7. 1966, p. 2290/66.

<sup>(2)</sup> OJ No L 196, 26. 7. 1975, p. 6.

|                                                                                       | Basic seed | Certified seed |
|---------------------------------------------------------------------------------------|------------|----------------|
| (a) Sugar-beet :                                                                      |            |                |
| — monogerm varieties of sugar-beet from other varieties of sugar-beet                 | 1 000 m    | 600 m          |
| — varieties of sugar-beet other than monogermers from other varieties of sugar-beet   | 600 m      | 300 m          |
| — sugar-beet from fodder-beet and other sub-species of <i>Beta vulgaris</i>           | 1 000 m    | 1 000 m        |
| (b) Fodder-beet :                                                                     |            |                |
| — monogerm varieties of fodder-beet from other varieties of fodder-beet               | 1 000 m    | 600 m          |
| — varieties of fodder-beet other than monogermers from other varieties of fodder-beet | 600 m      | 300 m          |
| — fodder-beet from sugar-beet and other sub-species of <i>Beta vulgaris</i>           | 1 000 m    | 1 000 m        |

### Article 2

In Part B (3) (a) of Annex I, the text of the table is hereby replaced by the following :

|                                                                                           | Minimum analytical purity <sup>(1)</sup><br>(% by weight) | Minimum germination<br>(% of clusters or pure seed) | Maximum moisture content <sup>(1)</sup><br>(% by weight) |
|-------------------------------------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------|----------------------------------------------------------|
| (aa) Sugar-beet :                                                                         |                                                           |                                                     |                                                          |
| — monogerm seed                                                                           | 97                                                        | 80                                                  | 15                                                       |
| — precision seed                                                                          | 97                                                        | 75                                                  | 15                                                       |
| — multigerm seed of varieties with more than 85 % diploids                                | 97                                                        | 73                                                  | 15                                                       |
| — other seeds                                                                             | 97                                                        | 68                                                  | 15                                                       |
| (bb) Fodder-beet :                                                                        |                                                           |                                                     |                                                          |
| — multigerm seed of varieties with more than 85 % diploids, monogerm seed, precision seed | 97                                                        | 73                                                  | 15                                                       |
| — other seeds                                                                             | 97                                                        | 68                                                  | 15                                                       |

The percentage by weight of other seeds shall not exceed 0.3.

<sup>(1)</sup> Excluding, where appropriate, granulated pesticides, pelleting substances or other solid additives.

### Article 3

1. In Part B (3) (b) of Annex I, the following sentence is hereby added to (aa) :

'The percentage of clusters giving three or more seedlings shall not exceed five, calculated on the germinated clusters.'

2. In Part B (3) (b) of Annex I, the following (a) shall be added after (aa) :

'(aa)(a) Precision seed of sugar beet :

At least 70 % of the germinated clusters shall give single seedlings. The percentage of clusters giving three or more seedlings shall not exceed five, calculated on the germinated clusters.'

3. In Part B (3) (b) of Annex I, the heading (bb) shall be replaced by the following :  
'(bb) Precision seed of fodder-beet.'

*Article 4*

Member States shall bring into force the laws, regulations or administrative provisions necessary to comply with this Directive on :

- 1 July 1978 in the case of Article 1 ;
- 1 July 1977 in the case of the other provisions of this Directive.

*Article 5*

This Directive is addressed to the Member States.

Done at Brussels, 29 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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