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Legislation

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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2339/76

of 20 September 1976

amending Regulation (EEC) No 1496/75 on the implementation of provisions adopted under the association between the European Economic Community and Greece in respect of the movement of goods consequent on the extension of the association to the new Member States

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria⁽¹⁾ entered into force on 1 May 1976 ;

Whereas the EEC-Greece Association Council, by Decision 1/76 amending Decision 2/75 on the methods of administrative cooperation for the implementation of Articles 7 and 8 of the Agreement establishing an association between the European Economic Community and Greece, adopted special provisions for the use of movement certificate A.G.1 for goods forwarded from Austria ;

Whereas Decision 1/76 must therefore be implemented within the Community by amending Council Regulation (EEC) No 1496/75 of 11 June 1975 on the implementation of the provisions adopted under the association between the European Economic Community and Greece in respect of the movement of goods consequent on the extension of the association to the new Member States⁽²⁾, by which Association Council Decision 2/75 was implemented for the Community,

Article 1

Regulation (EEC) No 1496/75 shall be amended as follows :

The following title shall be added to EEC-Greece Association Council Decision 2/75 annexed to the said Regulation :

"TITLE III A

Special provisions for the use of movement certificate A.G.1 for goods forwarded from Austria

Article 7a

When goods are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in a bonded warehouse, the documentary evidence referred to in Article 1 shall be movement certificate A.G.1 provided that the conditions set out in Articles 7b and 7c are fulfilled.

Article 7b

Movement certificate A.G.1 relating to goods referred to in Article 7a shall only be valid when the certificate is endorsed to the effect that the goods have remained under the continuous control of the Austrian customs authorities so that their identity and completeness are ensured.

When the goods are forwarded without splitting the consignment, this endorsement shall appear in the "Description of goods" section of movement certificate A.G.1 and shall consist of the words "Direkte Weiterleitung EWG" authenticated by the stamp of the competent Austrian customs office and the date.

When the goods are forwarded after the consignment has been split in Austria, the competent Austrian customs office is authorized to authenti-

⁽¹⁾ OJ No L 188, 19. 7. 1975, p. 1.

⁽²⁾ OJ No L 153, 13. 6. 1975, p. 1.

cate, on production of movement certificate A.G.1 issued in a Member State or in Greece, a photocopy of such certificate for each part consignment. The top of each photocopy shall be endorsed "Teilsendung" in red ink. Each photocopy shall clearly indicate the goods to which it refers. These particulars shall be authenticated by the customs office stamp and the date.

Article 7c

The goods referred to in Article 7a and the relevant movement certificate A.G.1 or, when the

consignment is split, the photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within six months from the date of issue of the original movement certificate.'

Article 2

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 20 September 1976.

For the Council

The President

M. van der STOEL

COUNCIL REGULATION (EEC) No 2340/76**of 20 September 1976****amending Regulation (EEC) No 428/73 on the application of Decisions 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the association between the European Economic Community and Turkey**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

"TITLE III A

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement between the European Economic Community and the Republic of Austria on the simplification of formalities in respect of goods traded between the European Economic Community on the one hand and Greece and Turkey on the other hand when the said goods are forwarded from Austria⁽¹⁾ entered into force on 1 May 1976;

Whereas the EEC-Turkey Association Council, by Decision 1/76 amending Decision 5/72 on methods of administrative cooperation for the implementation of Articles 2 and 3 of the Additional Protocol to the Ankara Agreement, adopted special provisions for the use of movement certificate A.TR.1 for goods forwarded from Austria;

Whereas Decision 1/76 must therefore be implemented within the Community by amending Council Regulation (EEC) No 428/73 of 5 February 1973 on the application of Decisions 5/72 and 4/72 of the Association Council provided for by the Agreement establishing the association between the European Economic Community and Turkey⁽²⁾, as last amended by Regulation (EEC) No 1431/75⁽³⁾, by which the said methods of administrative cooperation were implemented for the Community,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 428/73 shall be amended as follows:

The following title shall be added to EEC-Turkey Association Council Decision 5/72, annexed to the said Regulation:

⁽¹⁾ OJ No L 188, 19. 7. 1975, p. 1.

⁽²⁾ OJ No L 59, 5. 3. 1973, p. 73.

⁽³⁾ OJ No L 142, 4. 6. 1975, p. 1.

**Special provisions for the use of movement
certificate A.TR.1 for goods forwarded from
Austria**

Article 7a

When goods are forwarded from Austrian territory after, as appropriate, unloading and reloading or warehousing in a bonded warehouse, the documentary evidence referred to in Article 1 shall be movement certificate A.TR.1 provided that the conditions set out in Articles 7b and 7c are fulfilled.

Article 7b

Movement certificate A.TR.1 relating to goods referred to in Article 7a shall only be valid when the certificate is endorsed to the effect that the goods have remained under the continuous control of the Austrian customs authorities so that their identity and completeness are ensured.

When the goods are forwarded without splitting the consignment, this endorsement shall appear in the "Description of goods" section of movement certificate A.TR.1, and shall consist of the words "Direkte Weiterleitung EWG" authenticated by the stamp of the competent Austrian customs office and the date.

When the goods are forwarded after the consignment has been split in Austria, the competent Austrian customs office is authorized to authenticate, on production of movement certificate A.TR.1 issued in a Member State or in Turkey, a photocopy of such certificate for each part consignment. The top of each photocopy shall be endorsed "Teilsendung" in red ink. Each photocopy shall clearly indicate the goods to which it refers. These particulars shall be authenticated by the customs office stamp and the date.

Article 7c

The goods referred to in Article 7a and the relevant movement certificate A.TR.1 or, when the consignment is split, the photocopy of the said certificate authenticated by the competent Austrian customs office, must be produced to the customs authorities of the importing State within

six months from the date of issue of the original movement certificate.'

Article 2

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 20 September 1976.

For the Council

The President

M. van der STOEL

COMMISSION REGULATION (EEC) No 2341/76**of 28 September 1976****fixing the import levies on cereals and on wheat or rye flour groats and meal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1143/76⁽²⁾, and in particular Article 13(5) thereof,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 1882/76⁽³⁾ and subsequent amending Regulations;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 1882/76, to the

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

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on 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 29 September 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 206, 31. 7. 1976, p. 62.

ANNEX

to the Commission Regulation of 28 September 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	61.78
10.01 B	Durum wheat	106.37 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	47.39 ⁽⁶⁾
10.03	Barley	24.46
10.04	Oats	22.17
10.05 B	Maize other than hybrid maize for sowing	38.08 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	39.99 ⁽⁴⁾
10.07 C	Grain sorghum	44.28 ⁽⁴⁾
10.07 D	Canary seed; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	97.38
11.01 B	Rye flour	77.22
11.02 A I a	Durum wheat groats and meal	175.60
11.02 A I b	Common wheat groats and meal	105.01

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

⁽²⁾ Where maize originated in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./metric tons as provided for in Regulation (EEC) No 706/76.

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

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

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

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

COMMISSION REGULATION (EEC) No 2342/76**of 28 September 1976****fixing the premiums to be added to the import levies on cereals, flour and malt**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1143/76⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
1883/76⁽³⁾ and subsequent amending Regulations ;

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

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

HAS ADOPTED THIS REGULATION :

Article 1

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

Article 2

This Regulation shall enter into force on 29
September 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 206, 31. 7. 1976, p. 64.

ANNEX

to the Commission Regulation of 28 September 1976 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.d. / metric ton)

CCT heading No	Description of goods	Current 9	1st period 10	2nd period 11	3rd period 12
10.01 A	Common wheat and meslin	0	0.39	0.39	0
10.01 B	Durum wheat	0	3.90	3.90	3.90
10.02	Rye	0	0	0	0.59
10.03	Barley	0	0	0	0
10.04	Oats	0	1.56	1.56	4.29
10.05 B	Maize other than hybrid maize for sowing	0	3.12	3.12	3.71
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	2.34	2.34	1.56
10.07 C	Grain sorghum	0	0.39	0.39	0
10.07 D	Other	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.55	0.55	0

B. Malt

(u.d. / metric ton)

CCT heading No	Description of goods	Current 9	1st period 10	2nd period 11	3rd period 12	4th period 1
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.69	0.69	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.52	0.52	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 2343/76

of 28 September 1976

increasing the volume of a quantitative quota for imports of certain textile products originating in Taiwan

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1023/70 of 25 May 1970 establishing a common procedure for administering quantitative quotas⁽¹⁾, and in particular Article 2 thereof,

Having regard to Council Regulation (EEC) No 1783/75 of 10 July 1975 on rules for imports of certain textile products originating in Taiwan⁽²⁾, and in particular Article 1 thereof,

Whereas the quotas established by the abovementioned Regulation (EEC) No 1783/75 were allocated among the Member States by Commission Regulation (EEC) No 1849/75 of 18 June 1975 allocating quantitative quotas in respect of imports into the Community of certain textile products originating in Taiwan⁽³⁾;

Whereas the Annex to the abovementioned Regulation (EEC) No 1849/75 was replaced by the Annex to Commission Regulation (EEC) No 775/76 of 2 April 1976 adopting the volume and allocation of certain quantitative import quotas for certain textile products originating in Taiwan⁽⁴⁾;

Whereas demand in Denmark for the products falling within Category No 2 as defined in the Annex to Regulation (EEC) No 775/76, originating in Taiwan, has increased as a result of the transfer to Taiwan of a regular supplier of the products in question who was previously established elsewhere;

Whereas the maintenance of regular sources of supply is of particular importance to the Community textile industry which uses the products in question;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Quota Administration Committee set up by Council Regulation (EEC) No 1023/70,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Community import quota fixed for 1976 by Council Regulation (EEC) No 1783/75 of 10 July 1975 in respect of subheading 56.05 A of the Common Customs Tariff namely:

— yarn of synthetic textile fibres (discontinuous or waste), not put up for retail sale,

is hereby increased from 5 460 to 5 762 metric tons.

2. The share of the Community import quota referred to in paragraph 1 allocated to Denmark under Commission Regulation (EEC) No 775/76 of 2 April 1976 and included under Category No 2 in the Annex to that Regulation is hereby increased from 48 to 350 metric tons.

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, 28 September 1976.

For the Commission

Christopher SOAMES

Vice-President

⁽¹⁾ OJ No L 124, 8. 6. 1970, p. 1.

⁽²⁾ OJ No L 182, 12. 7. 1975, p. 2.

⁽³⁾ OJ No L 189, 21. 7. 1975, p. 24.

⁽⁴⁾ OJ No L 91, 6. 4. 1976, p. 5.

COMMISSION REGULATION (EEC) No 2344/76**of 28 September 1976****fixing the amounts by which import charges on beef and veal originating in the African, Caribbean and Pacific States are to be reduced**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3328/75 of 18 December 1975 renewing the arrangements for the reduction of import charges on beef and veal products originating in the African, Caribbean and Pacific States⁽¹⁾, as last amended by Regulation (EEC) No 1466/76⁽²⁾, and in particular Article 1 thereof,

Whereas Article 1 (1) of Regulation (EEC) No 3328/75 provides for a 90 % reduction in the import charges on beef and veal; whereas the amount of this reduction must be calculated in conformity with Article 4 of Commission Regulation (EEC) No 3376/75 of 23 December 1975 on detailed rules for the application of Council Regulation (EEC) No 3328/75 renewing

the arrangements for the reduction of import charges on beef and veal products originating in the African, Caribbean and Pacific States⁽³⁾, as amended by Regulation (EEC) No 1501/76⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts by which import charges on beef and veal are to be reduced pursuant to Article 1 (1) of Regulation (EEC) No 3328/75 shall, in respect of importations during the fourth quarter of 1976, be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 October 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 329, 23. 12. 1975, p. 4.

⁽²⁾ OJ No L 165, 25. 6. 1976, p. 9.

⁽³⁾ OJ No L 333, 30. 12. 1975, p. 44.

⁽⁴⁾ OJ No L 167, 26. 6. 1976, p. 35.

ANNEXE — ANNEX — ANHANG — ALLEGATO — BIJLAGE — BILAG

N° du tarif douanier commun CCT heading No Nr. des Gemeinsamen Zolitarifs Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief Position i den fælles toldtarif	Ireland + United Kingdom <i>UC/RE/UA/100 kg</i>	Autres États membres Other Member States Andere Mitgliedstaaten Altri Stati membri Andere Lid-Staten Andre medlemsstater <i>UC/RE/UA/100 kg</i>
01.02 A II a)	18,960	34,034
01.02 A II b)	18,960	34,034
02.01 A II a) 1 aa) 11	36,689	64,663
02.01 A II a) 1 aa) 22	29,319	51,732
02.01 A II a) 1 aa) 33	44,069	77,597
02.01 A II a) 1 bb) 11	36,689	64,663
02.01 A II a) 1 bb) 22	29,319	51,732
02.01 A II a) 1 bb) 33	44,069	77,597
02.01 A II a) 1 cc) 11	77,161	104,198
02.01 A II a) 1 cc) 22	83,841	119,214
02.01 A II a) 2 aa)	54,794	80,759
02.01 A II a) 2 bb)	43,797	64,608
02.01 A II a) 2 cc)	68,541	100,950
02.01 A II a) 2 dd) 11	102,949	127,546
02.01 A II a) 2 dd) 22 aaa)	67,875	100,950
02.01 A II a) 2 dd) 22 bbb) ⁽¹⁾	67,875	100,950
02.01 A II a) 2 dd) 22 ccc)	111,459	144,930
02.06 C I a) 1	78,439	104,198
02.06 C I a) 2	79,809	119,214

⁽¹⁾ L'admission dans cette sous-position est subordonnée à la présentation d'un certificat délivré dans les conditions prévues par les autorités compétentes des Communautés européennes.

⁽¹⁾ Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

⁽¹⁾ Die Zulassung zu dieser Tarifstelle ist abhängig von der Vorlage einer Bescheinigung, die den von den zuständigen Stellen der Europäischen Gemeinschaften festgesetzten Voraussetzungen entspricht.

⁽¹⁾ L'ammissione in questa sottovoce è subordinata alla presentazione di un certificato conformemente alle condizioni stabilite dalle autorità competenti delle Comunità europee.

⁽¹⁾ Indeling onder deze onderverdeling is onderworpen aan de voorwaarde dat een certificaat wordt voorgelegd, hetwelk is afgegeven onder de voorwaarden en bepalingen, vastgesteld door de bevoegde autoriteiten van de Europese Gemeenschappen.

⁽¹⁾ Henførsel under denne underposition er betinget af, at der fremlægges en licens, der opfylder de betingelser, der er fastsat af de kompetente myndigheder i De europæiske Fællesskaber.

COMMISSION REGULATION (EEC) No 2345/76

of 28 September 1976

fixing the export refunds on beef and veal for the period beginning 1 October 1976

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽¹⁾, as last amended by Regulation (EEC) No 568/76⁽²⁾, and in particular the first sentence of Article 18(5) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 18 of Regulation (EEC) No 805/68 provides that the difference between prices on the world market and prices within the Community for the products listed in Article 1 of that Regulation may be covered by an export refund;

Whereas Council Regulation (EEC) No 885/68 of 28 June 1968⁽³⁾, as amended by Regulation (EEC) No 1504/76⁽⁴⁾, lays down general rules for granting export refunds and criteria for fixing the amount of such refunds;

Whereas it follows from applying these rules and criteria to the foreseeable situation on the market in beef and veal that the refund should be fixed as indicated below;

Whereas the present market situation in the Community and the selling possibilities, particularly in certain third countries, lead to granting export refunds for the export of adult bovine animals with a live weight equal or superior to 300 kg, for the export of certain fresh or chilled meats shown in the Annex under subheading ex 02.01 A II a) 1 and for the export to certain destinations, of certain frozen meats shown in the Annex under subheading ex 02.01 A II a) 2;

Whereas, in the case of edible meat of domestic bovine animals, boned or boneless, salted and dried,

there are traditional trade flows to Switzerland; whereas, to the extent necessary to allow this trade to continue, the refund must be fixed at an amount which will cover the difference between prices on the Swiss market and export prices in the Member States;

Whereas, in the case of some other cuts and preserves of meat or offals, Community participation in international trade may be ensured by granting a refund which takes account of the refund hitherto granted to exporters;

Whereas, in the case of other beef and veal products, a refund need not be fixed since Community participation in world trade in these products is not significant;

Whereas Article 92 of the Act of Accession⁽⁵⁾ provides that the refund on exports from the new Member States for the products specified in Article 1 (b) and (c) of Regulation (EEC) No 805/68 shall be corrected by the amount of the difference between the customs duties on the products from which these products are produced;

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

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

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

(¹) OJ No L 148, 28. 6. 1968, p. 24.

(²) OJ No L 67, 15. 3. 1976, p. 28.

(³) OJ No L 156, 4. 7. 1968, p. 2.

(⁴) OJ No L 168, 28. 6. 1976, p. 7.

(⁵) OJ No L 73, 27. 3. 1972, p. 14.

HAS ADOPTED THIS REGULATION:

805/68 is granted and the amount of that refund is fixed as shown in the Annex.

Article 1

The list of products on which the export refund referred to in Article 18 of Regulation (EEC) No

Article 2

This Regulation shall enter into force on 1 October 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

CCT heading No	Description of goods	Refund in u.a./100 kg
		Live weight
01.02 A II	Live domestic animals of the bovine species, other than pure-bred breeding animals : — adult bovine animals with a live weight equal or superior to 300 kg	46.00 ⁽¹⁾
		Net weight
ex 02.01 A II a) 1 aa)	Edible meat of domestic bovine animals, fresh or chilled : Of veal :	
11.	Carcases and half-carcases	80.00 ⁽¹⁾
22. and ex 33.	Unseparated or separated forequarters, with a respective minimum of four pairs of ribs or four ribs and a respective maximum of thirteen pairs of ribs or thirteen ribs, with or without the thin flank, the ribs can be whole or cut	64.00 ⁽¹⁾
ex 33.	Unseparated or separated hindquarters, excluding unseparated or separated forequarters with respectively more than eight pairs of whole or cut ribs or more than eight whole or cut ribs	96.00 ⁽¹⁾
bb)	Of adult animals :	
11.	Carcases, half-carcases or 'compensated' quarters	80.00 ⁽¹⁾
22. and ex 33.	Forequarters, with a minimum of four and a maximum of thirteen whole or cut ribs, with or without the thin flanks	64.00 ⁽¹⁾
ex 33.	Hindquarters, excluding the forequarter with more than ten whole or cut ribs	96.00 ⁽¹⁾
cc)	Other cuts of beef and veal :	
11.	Unboned (bone-in)	64.00 ⁽¹⁾
ex 22.	Boned or boneless, excluding the thin flanks and the shin : — each piece individually wrapped	94.00 ⁽¹⁾
ex 02.01 A II a) 2 aa)	Edible meat of domestic bovine animals, frozen : Carcases, half-carcases or 'compensated' quarters : — for export to European third countries ⁽²⁾ , to Jordan, to third countries on the Mediterranean or on the Persian Gulf, to third countries of the Arabian Peninsula and Africa	80.00 ⁽¹⁾
bb) and ex cc)	Forequarters, with a minimum of four and a maximum of thirteen whole or cut ribs, with or without the thin flanks : — for export to European third countries ⁽²⁾ , to Jordan, to third countries on the Mediterranean or on the Persian Gulf, to third countries of the Arabian Peninsula and Africa	64.00 ⁽¹⁾
ex cc)	Hindquarters, excluding the forequarter with more than ten whole or cut ribs : — for export to European third countries ⁽²⁾ , to Jordan, to third countries on the Mediterranean or on the Persian Gulf, to third countries of the Arabian Peninsula and Africa	96.00 ⁽¹⁾

CCT heading No	Description of goods	Refund in u.a./100 kg (Net weight)		
dd)	Others :			
11.	Unboned (bone-in) :			
	— for export to European third countries ⁽²⁾ , to Jordan, to third countries on the Mediterranean or on the Persian Gulf, to third countries of the Arabian Peninsula and Africa	64·00 ⁽¹⁾		
ex 22.	Boned or boneless excluding the thin flanks and the shin :			
	— for export to the United States of America	57·00 ⁽¹⁾		
	— each piece individually wrapped for export to European third countries ⁽²⁾ , to Jordan, to third countries on the Mediterranean or on the Persian Gulf, to third countries of the Arabian Peninsula and Africa	94·00 ⁽¹⁾		
ex 02.06 C I a) 2	Edible meat of domestic bovine animals, boned or boneless, salted and dried :			
	— for export to Switzerland	42·00 ⁽¹⁾		
		Ireland	United Kingdom	Other Member States
ex 16.02 B III b) 1	Other preparations and preserves of meat or offals except those finely homogenized ⁽³⁾ containing by weight the following percentages of bovine meat :			
	1. 80 % or more of meat, excluding offal and fat	33·27	32·30	35·00
	2. 60 % or more but less than 80 % of meat, excluding offal and fat	19·96	19·38	21·00
	3. 40 % or more but less than 60 % of meat, excluding offal and fat	13·31	12·92	14·00
	4. 20 % or more but less than 40 % of meat, excluding offal and fat	6·65	6·46	7·00

⁽¹⁾ For Ireland and the United Kingdom the refund fixed above must be reduced by the compensatory amount pursuant to Article 12 (1) of Regulation (EEC) No 181/73 (OJ No L 25, 30. 1. 1973, p. 9).

⁽²⁾ Within the meaning of this Regulation those destinations mentioned in Article 3 of Regulation (EEC) No 192/75 (OJ No L 25, 31. 1. 1975, p. 1) are also to be understood as European third countries.

⁽³⁾ The products which contain a small quantity of visible pieces of meat are also excluded.

N.B. : Whereas Article 7 of Regulation (EEC) No 885/68 provides that no export refunds shall be granted on products imported from third countries and re-exported to third countries.

COMMISSION REGULATION (EEC) No 2346/76**of 28 September 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⁽¹⁾, as last amended by Regulation (EEC) No 1143/76⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, 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 (EEC) No 1418/76; 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⁽⁴⁾, as amended by Regulation (EEC) No 832/76⁽⁵⁾, 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⁽⁶⁾, as last amended by Regulation (EEC) No 1997/75⁽⁷⁾, 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⁽⁸⁾, as amended by Regulation (EEC) No 2415/75⁽⁹⁾, 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 706/76 of 30 March 1976 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'⁽¹⁰⁾;

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;

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 100, 14. 4. 1976, p. 1.

⁽⁶⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁷⁾ OJ No L 202, 1. 8. 1975, p. 57.

⁽⁸⁾ OJ No L 195, 26. 7. 1975, p. 25.

⁽⁹⁾ OJ No L 247, 23. 9. 1975, p. 22.

⁽¹⁰⁾ OJ No L 85, 31. 3. 1976, p. 2.

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 (EEC) No 1418/76 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 October 1976.

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

Done at Brussels, 28 September 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 (other than ACP and OCT)	ACP and OCT
07.06 A	Manioc, arrowroot, salep and other similar roots and tubers with high starch content, excluding sweet potatoes	3-30 ⁽¹⁾	1-80 ⁽¹⁾⁽⁵⁾
11.01 C	Barley flour ⁽⁸⁾	37-99	32-99
11.01 D	Oat flour ⁽⁸⁾	42-12	37-12
11.01 E I	Maize flour, of a fat content not exceeding 1.5 % by weight ⁽⁸⁾	65-97	60-97
11.01 E II	Maize flour, of a fat content exceeding 1.5 % by weight ⁽⁸⁾	37-05	34-55
11.01 F	Rice flour ⁽⁸⁾	70-47	67-97
11.01 G	Cereals flours, other than flour of wheat, meslin, rye, barley, oats, maize or rice ⁽²⁾	43-95	41-45
11.02 A II	Rye groats and meal ⁽⁸⁾	84-34	79-34
11.02 A III	Barley groats and meal ⁽⁸⁾	37-99	32-99
11.02 A IV	Oat groats and meal ⁽⁸⁾	42-12	37-12
11.02 A V a) 1	Maize groats and meal, of a fat content not exceeding 1.5 % by weight, for the brewing industry ⁽⁸⁾	65-97	60-97
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 ⁽⁸⁾	65-97	60-97
11.02 A V b)	Maize groats and meal, of a fat content exceeding 1.5 % by weight ⁽⁸⁾	37-05	34-55
11.02 A VI	Rice groats and meal ⁽⁸⁾	70-47	67-97
11.02 A VII	Cereals groats and meal, other than groats and meal of wheat, meslin, rye, barley, oats, maize or rice ⁽²⁾	43-95	41-45
11.02 B I a) 1	Hulled (shelled or husked) barley ⁽⁸⁾	31-83	29-33
11.02 B I a) 2 aa)	Clipped oats	23-53	21-03
11.02 B I a) 2 bb)	Hulled (shelled or husked) oats other than clipped oats ⁽⁸⁾	39-62	37-12
11.02 B I b) 1	Hulled and sliced or kibbled barley ('Grütze' or 'Grutten') ⁽⁸⁾	31-83	29-33
11.02 B I b) 2	Hulled and sliced or kibbled oats ('Grütze' or 'Grutten') ⁽⁸⁾	39-62	37-12

CCT heading No	Nomenclature in simplified wording	Levies in u.a./metric ton	
		Third countries (other than ACP and OCT)	ACP and OCT
11.02 B II a)	Hulled (shelled or husked) wheat, whether or not sliced or kibbled ⁽²⁾	76-77	74-27
11.02 B II b)	Hulled (shelled or husked) rye, whether or not sliced or kibbled ⁽²⁾	61-13	58-63
11.02 B II c)	Hulled (shelled or husked) maize, whether or not sliced or kibbled ⁽²⁾	56-59	54-19
11.02 B II d)	Hulled (shelled or husked) grains, whether or not sliced or kibbled, other than those of wheat, rye, maize, barley or oats ⁽²⁾	67-52	65-02
11.02 C I	Pearled wheat ⁽²⁾	91-84	89-34
11.02 C II	Pearled rye ⁽²⁾	73-03	70-53
11.02 C III	Pearled barley ⁽²⁾	50-83	45-83
11.02 C IV	Pearled oats ⁽²⁾	35-49	32-99
11.02 C V	Pearled maize ⁽²⁾	56-69	54-19
11.02 C VI	Pearled grains, other than grains of wheat, rye, barley, oats or maize ⁽²⁾	67-52	65-02
11.02 D I	Wheat not otherwise worked than kibbled ⁽²⁾	59-46	56-96
11.02 D II	Rye not otherwise worked than kibbled ⁽²⁾	47-46	44-96
11.02 D III	Barley not otherwise worked than kibbled ⁽²⁾	21-20	18-70
11.02 D IV	Oats not otherwise worked than kibbled ⁽²⁾	23-53	21-03
11.02 D V	Maize not otherwise worked than kibbled ⁽²⁾	37-05	34-55
11.02 D VI	Grains not otherwise worked than kibbled, other than grains of wheat, rye, barley, oats or maize ⁽²⁾	43-95	41-45
11.02 E I a) 1	Rolled barley ⁽²⁾	21-20	18-70
11.02 E I a) 2	Rolled oats ⁽²⁾	23-53	21-03
11.02 E I b) 1	Flaked barley ⁽²⁾	41-66	36-66
11.02 E I b) 2	Flaked oats ⁽²⁾	46-24	41-24
11.02 E II a)	Rolled or flaked wheat ⁽²⁾	105-51	100-51
11.02 E II b)	Rolled or flaked rye ⁽²⁾	84-34	79-34
11.02 E II c)	Rolled or flaked maize ⁽²⁾	65-97	60-97
11.02 E II d) 1	Flaked rice ⁽²⁾	120-42	115-42

CCT heading No	Nomenclature in simplified wording	Levies in u.a./metric ton	
		Third countries (other than ACP and OCT)	ACP and OCT
11.02 E II d) 2	Rolled or flaked grains other than grains of wheat, rye, barley, oats, maize or rice, excluding flaked rice ⁽²⁾	78-15	73-15
11.02 F I	Wheat pellets ⁽³⁾	105-51	100-51
11.02 F II	Rye pellets ⁽³⁾	84-34	79-34
11.02 F III	Barley pellets ⁽³⁾	37-99	32-99
11.02 F IV	Oat pellets ⁽³⁾	42-12	37-12
11.02 F V	Maize pellets ⁽³⁾	65-97	60-97
11.02 F VI	Rice pellets ⁽³⁾	70-47	67-97
11.02 F VII	Pellets of cereals other than wheat, rye, barley, oats, maize or rice ⁽²⁾	43-95	41-45
11.02 G I	Wheat germ, whole, rolled, flaked or ground	46-88	41-88
11.02 G II	Germ of cereals other than wheat, whole, rolled flaked or ground	30-40	25-40
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	5-80	0-30 ⁽⁵⁾
11.06 B I	Undenatured 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	48-99	28-99 ⁽⁵⁾
11.06 B II	Undenatured 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	71-53	51-53 ⁽⁵⁾
11.07 A I a)	Unroasted malt, obtained from wheat, in the form of flour	108-40	99-40
11.07 A I b)	Unroasted malt, obtained from wheat, other than in the form of flour	83-27	74-27
11.07 A II a)	Unroasted malt, other than that obtained from wheat, in the form of flour	41-63 ⁽⁴⁾	32-63
11.07 A II b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	33-38	24-38
11.07 B	Roasted malt	37-41 ⁽⁴⁾	28-41
11.08 A I	Maize starch	48-99	31-99
11.08 A II	Rice starch	96-82	71-32
11.08 A III	Wheat starch	95-85	78-85
11.08 A IV	Potato starch	48-99	31-99

CCT heading No	Nomenclature in simplified wording	Levies in u.a./metric ton	
		Third countries (other than ACP and OCT)	ACP and OCT
11.08 A V	Starches other than maize, rice, wheat or potato starch	48.99	16.00 ⁽⁵⁾
11.09	Wheat gluten, whether or not dried	293.36	143.36
17.02 B II a)	Glucose other than glucose containing, in the dry state, 99 % or more by weight of the pure product ⁽³⁾ , in the form of white crystalline powder, whether or not agglomerated	121.73	41.73
17.02 B II b)	Glucose and glucose syrup not containing, in the dry state, 99 % or more by weight of the pure product ⁽³⁾ , other than glucose in the form of white crystalline powder, whether or not agglomerated	86.99	31.99
17.05 B I	Flavoured or coloured glucose, in the form of white crystalline powder, whether or not agglomerated	121.73	41.73
17.05 B II	Flavoured or coloured glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated	86.99	31.99
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	10.80	10.80
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 % by weight	34.58	34.58
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	8.65	8.65
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 23.02 A II a)	34.58	34.58
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	189.74	39.74

⁽⁴⁾ This levy is limited to 6 % of the value for customs purposes.

⁽⁵⁾ 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.

⁽⁶⁾ 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.

⁽⁷⁾ In accordance with Regulation (EEC) No 2755/75 this levy is reduced by 0.45 u.a./100 kg for products originating in Turkey.

⁽⁸⁾ In accordance with Regulation (EEC) No 706/76 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 2347/76
of 28 September 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⁽¹⁾, as last amended by Regulation (EEC) No 1143/76⁽²⁾, 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⁽³⁾, 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 706/76 of 30 March 1976 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'⁽⁴⁾;

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 October 1976.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 60.

⁽⁴⁾ OJ No L 85, 31. 3. 1976, p. 2.

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

Done at Brussels, 28 September 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 (other than ACP and OCT)	ACP and 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	14.42	5.42
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	458.43	449.43
	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	25.94	16.94
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	469.95	460.95
	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	42.87	33.87
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	486.88	477.88

COMMISSION REGULATION (EEC) No 2348/76

of 28 September 1976

altering 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⁽¹⁾, as last amended by Regulation (EEC) No 1143/76⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, and in particular Article 12 (4) thereof,

Whereas the import levies on products processed from cereals and rice were fixed by Regulation (EEC) No 2120/76⁽⁴⁾, as last amended by Regulation (EEC) No 2335/76⁽⁵⁾,

Whereas the levy on the basic product as last fixed differs from the average levy by more than 2.5 units of

account per metric ton of basic product; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74⁽⁶⁾, the levies at present in force must therefore be altered as shown in the table annexed to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on products processed from cereals and rice covered by Regulation (EEC) No 2744/75⁽⁷⁾, as amended by Regulation (EEC) No 832/76⁽⁸⁾, as fixed in the Annex to Regulation (EEC) No 2120/76, are hereby altered as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 29 September 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 130, 19. 5. 1976, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 237, 28. 8. 1976, p. 23.

⁽⁵⁾ OJ No L 264, 28. 9. 1976, p. 13.

⁽⁶⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁷⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁸⁾ OJ No L 100, 14. 4. 1976, p. 1.

ANNEX

to the Commission Regulation of 28 September 1976 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in u.a./metric ton	
	Third countries (other than ACP and OCT)	ACP and OCT
11.01 E I ⁽²⁾	72-21	67-21
11.01 E II ⁽²⁾	40-59	38-09
11.02 A V a) 1 ⁽²⁾	72-21	67-21
11.02 A V a) 2 ⁽²⁾	72-21	67-21
11.02 A V b) ⁽²⁾	40-59	38-09
11.02 B II c) ⁽²⁾	62-24	59-74
11.02 C V ⁽²⁾	62-24	59-74
11.02 D V ⁽²⁾	40-59	38-09
11.02 E II c) ⁽²⁾	72-21	67-21
11.02 F V ⁽²⁾	72-21	67-21
11.02 G II	33-01	28-01
11.06 B I	54-58	34-58 ⁽⁵⁾
11.06 B II	77-12	57-12 ⁽⁵⁾
11.08 A I	54-58	37-58
11.08 A IV	54-58	37-58
11.08 A V	54-58	18-79 ⁽⁵⁾
17.02 B II a) ⁽³⁾	129-01	49-01
17.02 B II b) ⁽³⁾	92-58	37-58
17.05 B I	129-01	49-01
17.05 B II	92-58	37-58
23.02 A I a)	12-46	12-46
23.02 A I b)	39-86	39-86
23.02 A II a)	9-96	9-96
23.02 A II b)	39-86	39-86
23.03 A I	196-68	46-68

⁽¹⁾ 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 heading 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.

⁽²⁾ 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.

⁽³⁾ In accordance with Regulation (EEC) No 706/76 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 subheadings 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 2349/76
of 28 September 1976
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 1487/76⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1564/76⁽³⁾, as last amended by Regulation (EEC) No 2337/76⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1564/76 to the information at present available to the Commis-

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 29 September 1976.

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

Done at Brussels, 28 September 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 167, 26. 6. 1976, p. 9.

⁽³⁾ OJ No L 172, 1. 7. 1976, p. 31.

⁽⁴⁾ OJ No L 264, 28. 9. 1976, p. 17.

ANNEX

to the Commission Regulation of 28 September 1976 fixing the import levies on white sugar and raw sugar

CCT heading No	Description of goods	Levy (unit/100 kg)
17.01	Beet sugar and cane sugar, solid : A. White sugar B. Raw sugar	17.55 17.49 ⁽¹⁾

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

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 20 September 1976

concerning the changing of a tranche of a Community loan from variable to fixed rates of interest

(76/771/EEC)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
397/75 of 17 February 1975 concerning Community
loans⁽¹⁾, and in particular the second paragraph of
Article 2, and Article 3 thereof,

Having regard to the proposal from the Commission,
which for this purpose consulted the Monetary
Committee,

Whereas by Council Decision 76/322/EEC of 15
March 1976 concerning a Community loan in favour
of the Italian Republic and of Ireland⁽²⁾, the Commis-
sion has been authorized to conclude, on behalf of the
Community, a series of borrowing operations which
form a package including, in particular, a variable
interest rate loan of US dollars 300 million for five
years from a syndicate of banks, as provided for by
Article 1 (4); whereas this borrowing has been made;

Whereas it is in the interests of both the Community
and of the Member States benefiting from the said
Decision to change the Community loans from vari-
able to fixed rates of interest;

Whereas the Council has therefore authorized the
Commission to initiate negotiations to this end;

Whereas these negotiations have led to the possibility
of carrying out a fixed interest borrowing operation
for US dollars 100 million, corresponding to the
tranche of the variable interest rate loan repayable on
15 October 1976 on the Community's initiative;

Whereas the terms of the loan to Ireland and to the
Italian Republic must therefore be altered,

HAS ADOPTED THIS DECISION:

Article 1

The Commission shall be authorized to exercise the
right to prepay one tranche of US dollars 100 million
of the variable interest rate bank loan referred to in
Article 1 (4) of Decision 76/322/EEC, and to take all
necessary measures to that end.

Article 2

The Commission shall be authorized to take all
actions and execute all documents necessary, proper
or desirable to conclude, on behalf of the Community,
a public issue in the United States of notes denomi-
nated in US dollars underwritten by various invest-
ment banking firms, as indicated below, on the
following major terms:

⁽¹⁾ OJ No L 46, 20. 2. 1975, p. 1.

⁽²⁾ OJ No L 77, 24. 3. 1976, p. 12.

form of loan :

bearer coupon notes in the denomination of US dollars 1 000 ; registered notes in the denomination of US dollars 1 000 and any multiple thereof ;

total amount :

US dollars 100 million ;

redemption :

at par after five years ;

payment of interest :

semi-annually, on 1 April and 1 October ;

managing underwriters :

— managing underwriter : Morgan Stanley & Co.
Incorporated ;

— co-managers : The First Boston Corporation,
Kuhn, Loeb & Co.,
Lehman Brothers Incorporated,
Salomon Brothers.

The rate of interest and public issue price shall be fixed by agreement between the Commission, or such agents as it may designate, and the underwriters.

Article 3

The Commission shall be authorized to conclude the necessary agreements on behalf of the Community with Ireland and the Italian Republic :

— for repayment by these Member States of their portion of the proceeds of the variable interest rate bank loan to be repaid by the Community, and

— to lend Ireland and the Italian Republic respectively three-thirteenths and ten-thirteenths of the proceeds of the borrowing operation carried out in accordance with Article 2, and in the same currencies and on the same terms as the said operation.

Article 4

Council Decisions 76/323/EEC ⁽¹⁾ and 76/324/EEC ⁽²⁾ of 15 March 1976 fixing the economic policy conditions to be observed by Ireland and the Italian Republic shall stand unchanged.

Article 5

The financial operations referred to in this Decision shall be carried out by the European Monetary Co-operation Fund.

Article 6

This Decision is addressed to the Member States.

Done at Brussels, 20 September 1976.

For the Council

The President

W. F. DUISENBERG

⁽¹⁾ OJ No L 77, 24. 3. 1976, p. 15.

⁽²⁾ OJ No L 77, 24. 3. 1976, p. 16.

COMMISSION

COMMISSION RECOMMENDATION

of 20 September 1976

addressed to Member States concerning the tights and stockings subsector of the textile industry

(76/772/EEC)

I

1. The Commission of the European Communities has been made aware of disturbances existing in the tights and stockings subsector of the Community's textile industry, in particular by governmental notes and representations by trade federations.

2. The tights and stockings sector employed about 50 000 people in 1975, compared with 78 000 in 1971. Recent modernization of plant has resulted in a considerable increase in productivity, which has created overcapacity, estimated in 1975 at 45 % for the entire Community.

Consumption of tights and stockings, which has risen sharply up to 1969, remained stable between 1970 and 1975. Unit costs have fallen sharply as a result of the progressive simplification of the product, the increased productivity of machinery and the fall in its unit value.

In addition, access to the machinery market has become progressively easier as a result of the very extensive financial facilities available for the purchase of new machinery.

As a result, despite a continuous fall in prices, production and production capacity have continued to increase.

3. The Community industry in this subsector is characterized, on the one hand, by the existence of major manufacturing groups with a developed industrial structure, and on the other hand, by the appearance in recent years of numerous small-scale firms concentrated in specific zones of the Community. The activity of these small undertakings, which is constantly growing, now represents a substantial production capacity (15 % of Community production, of which 90 % is exported). Their output is distributed at prices prejudicial to the survival of other Community firms. In particular, the absence of a market structure has enabled certain traders to set these small firms in increasingly fierce competition

with one another, with a view to obtaining ever lower prices.

A further disturbing element must be noted, namely the existence of an outward processing traffic, a practice which enables firms in certain Member States to get their products manufactured in non-member countries with labour costs lower than the Community average.

4. In the light of the abovementioned considerations, it seems that unless appropriate remedial steps are taken, an excess of supply at extremely low prices will continue to exist, resulting in new disturbances likely to lead to factory closures.

The Commission has noted with interest that, following a report prepared under its auspices, initial independent action has already been undertaken in the small-scale production centre of Castelfreddo (Lombardy), with the creation of an Association of Tight and Stocking Manufacturers. One of the priority objectives of this association is to guarantee normal marketing by the creation of suitable mechanisms which will reduce the seasonal fluctuations of supply and demand and raise particularly low prices. The Commission would however point out that any agreement of this type must be notified if it is to be eligible for exemption under Article 85 (3).

Regarding outward processing traffic, the Commission would also point out that, under Article 6 of the Council Directive of 18 December 1975 concerning the harmonization of provisions laid down by law, regulation or administrative action in respect of outward processing⁽¹⁾, the competent authorities of the Member States may refuse to grant the benefit of outward processing arrangements when to do so would be likely to cause serious damage to the essential interests of Community processors.

Finally, it seems clear that new investments which would increase production capacity in this subsector would not be justified.

⁽¹⁾ OJ No L 24, 30. 1. 1976, p. 58.

5. In order that the Commission may follow the development of the market situation, it is necessary that it should be sent by the Member States, by the 10th of each month, statistics regarding intra-Community trade in tights during the previous month.

6. The Commission is conscious of the fact that its recommendation may be insufficient to eliminate the disturbances occurring in this subsector; it nevertheless considers that the measures recommended constitute the first step towards regularizing the situation. It has the intention of following closely the evolution of production, consumption and trade, and reserves the right to take any possible initiatives within the framework of the provisions of the Treaty establishing the EEC.

II

Having regard to the foregoing considerations, the Commission of the European Communities accordingly recommends to the Member States that they should :

1. not encourage any increase in production capacity in the tights and stockings subsector ;
2. not encourage for the products concerned, the contracting out of work to non-member countries whose labour costs are below the Community average ;
3. communicate to the Commission during the first 10 days of each month statistics regarding intra-Community trade in tights (NIMEXE ⁽¹⁾ statistical subdivisions 60.04-31 and 60.04-33 during the previous month), indicating quantities, additional units and value.

Done at Brussels, 20 September 1976.

For the Commission

C. GUZZARONI

Member of the Commission

⁽¹⁾ Regulation (EEC) No 3218/75 of 9 December 1975 (OJ No L 331, 24. 12. 1975, p. 310).