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I

*(Acts whose publication is obligatory)***COUNCIL REGULATION (EEC) No 2763/77****of 5 December 1977**

opening, allocating and providing for the administration of a Community tariff quota for wines from fresh grapes and grape must with fermentation arrested by the addition of alcohol, falling within heading No 22.05 of the Common Customs Tariff, originating entirely in Greece

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 and 113 thereof,

Having regard to the proposal from the Commission,

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

Whereas, pending a decision by the Association Council pursuant to Article 35 or 36 (1) of the EEC-Greece Association Agreement, a Community tariff quota of 430 000 hectolitres should be opened at a reduced duty in 1978 for wines from fresh grapes and grape must with fermentation arrested by the addition of alcohol, originating entirely in Greece, complying with Regulation (EEC) No 816/70 and in particular with Article 9 thereof; whereas it is necessary in these circumstances to open the Community tariff quota as from 1 January 1978;

Whereas it is in particular necessary to guarantee all importers of the Member States equal and uninterrupted access to the said quota and uninterrupted application of the rate laid down for that quota to all imports into such States of the products concerned until the quota has been used up; whereas, having regard to the above principles, the Community nature of the quota can be respected by allocating the Community tariff quota among the Member States; whereas, to reflect most accurately the actual development of the market in the products concerned, such allocation should be in proportion to the needs of the Member States, assessed by reference both to the statis-

tics relating to imports from Greece over a representative period, and to the economic outlook for the quota period concerned;

Whereas, on the basis of the statistics at present available, imports from Greece into the Member States in 1974, 1975 and 1976 of the product concerned have developed as follows and represent the following percentages of total imports into the Community:

Member States	1974	1975	1976
Benelux	55.02	66.66	73.31
Denmark	0.05	0.11	0.11
Germany	37.04	26.46	22.35
France	6.21	6.00	3.35
Ireland	0.05	0.02	0.01
Italy	0.14	0.02	0.02
United Kingdom	1.49	0.71	0.85

Whereas, taking into account these figures and the foreseeable development of the market in the product concerned during 1978, the initial shares in the volume of the quota may be fixed approximately at the following percentages:

Benelux	62.91
Denmark	0.52
Germany	29.35
France	4.43
Ireland	0.35
Italy	0.35
United	2.09

Whereas, in order to take into account the import trends for the product concerned in the Member States, the quota volume should be divided into two tranches, the first tranche being allocated among the Member States and the second forming a reserve intended ultimately to cover the requirements of the Member States, should their initial share be used up;

(1) OJ No C 266, 7. 11. 1977, p. 45.

whereas, in order to ensure a certain degree of security to importers, the first tranche of the Community quota should be determined at a relatively high level, which under present circumstances could be 90 % of the quota volume ;

Whereas the initial shares may be used up fairly quickly ; whereas, therefore, to avoid disruption of supplies, any Member State which has almost used up its initial share should draw a supplementary share from the Community reserve ; whereas this must be done by each Member State as each one of its supplementary shares is almost used up, and as many times as the reserve allows ; whereas the initial and supplementary shares must be valid until the end of the quota period ; whereas this form of administration requires close collaboration between the Member States and the Commission, and the Commission must be in a position to follow the extent to which the tariff quota has been used up and to inform the Member States thereof ;

Whereas if, at a specified date in the quota period, a considerable quantity of the initial quota share remains in any Member State, it is essential that that Member State should return a certain proportion thereof to the reserve in order to avoid part of the Community quota remaining unused in one Member State when it could be used in others ;

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

HAS ADOPTED THIS REGULATION :

Article 1

1. From 1 January to 31 December 1978, a Community tariff quota of 430 000 hectolitres shall be opened in the Community for wine of fresh grapes and grape must with fermentation arrested by the addition of alcohol, falling within heading No 22.05 of the Common Customs Tariff, originating entirely in Greece.

Within this tariff quota, the Common Customs Tariff duty shall be reduced to the levels indicated in the table below :

CCT heading No	Description	Rate of duty
22.05	Wine of fresh grapes ; grape must with fermentation arrested by the addition of alcohol :	
	A. Sparkling wine	6 u.a. per hl
	B. Wine in bottles with 'mushroom' stoppers held in place by ties or fastenings, and wine otherwise put up with an excess pressure of not less than one atmosphere but less than three atmospheres, measured at a temperature of 20° C.	6 u.a. per hl
	C. Other :	
	I. Of an actual alcoholic strength not exceeding 13°, in containers holding :	
	(a) Two litres or less	1.8 u.a. per hl
	(b) More than two litres	1.3 u.a. per hl
	II. Of an actual alcoholic strength exceeding 13° but not exceeding 15°, in containers holding :	
	(a) Two litres or less	2.1 u.a. per hl
	(b) More than two litres	1.6 u.a. per hl
	III. Of an actual alcoholic strength exceeding 15° but not exceeding 18°, in containers holding :	
	(a) Two litres or less :	
	2. Other	2.5 u.a. per hl
	(b) More than two litres :	
	3. Other	2.1 u.a. per hl

CCT heading No	Description	Rate of duty
22.05 (cont'd)	IV. Of an actual alcoholic strength exceeding 18° but not exceeding 22°, in containers holding : (a) Two litres or less : 2. Other	2.8 u.a. per hl
	(b) More than two litres : 3. Other	2.8 u.a. per hl
	V. Of an actual alcoholic strength exceeding 22°, in containers holding : (a) Two litres or less	0.2 u.a. per hl and per degree + 1.5 u.a. per hl
	(b) More than two litres	0.2 u.a. per hl and per degree

Article 2

1. The tariff quota referred to in Article 1 (1) shall be divided into two tranches.

2. A first tranche, amounting to 387 000 hectolitres, shall be shared among the Member States ; the shares which, subject to Article 5, shall be valid until 31 December 1978, shall be as follows :

	(hectolitres)
Benelux	243 450
Denmark	2 000
Germany	113 600
France	17 150
Ireland	1 350
Italy	1 350
United Kingdom	8 100

3. The second tranche of 43 000 hectolitres shall constitute the reserve.

Article 3

1. If 90 % or more of any Member State's initial share, as laid down in Article 2 (2), or 90 % or more of that share less the amount returned to the reserve where Article 5 has been applied, has been exhausted, that Member State shall without delay, by notifying the Commission, draw a second share equal to 15 % of its initial share, rounded up to the next unit where appropriate, to the extent that the amount in the reserve allows.

2. If, after its initial share has been exhausted, 90 % or more of the second share drawn by that Member State has been exhausted, it shall, in the manner provided for in paragraph 1, draw a third share equal to 7.5 % of its initial share.

3. If, after its second share has been exhausted, 90 % or more of the third share drawn by that Member State has been used up, it shall, in the manner provided for in paragraph 1, draw a fourth share equal to the third.

This process shall be applied until the reserve is exhausted.

4. By way of derogation from paragraphs 1, 2 and 3, Member States may draw smaller shares than those fixed in those paragraphs if there is reason to believe that those shares might not be used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Each of the additional shares drawn pursuant to Article 3 shall be valid until 31 December 1978.

Article 5

Member States shall return to the reserve, not later than 1 October 1978, the unused portion of their initial share which, on 15 September 1978, is in excess of 20 % of the initial amount. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

The Member States shall, not later than 1 October 1978, notify the Commission of the total imports of the products concerned effected under and charged against the Community quota up to and including 15 September 1978 and, where appropriate, of the proportion of their initial shares that they are returning to the reserve.

Article 6

The Member States shall be authorized to divide the shares allocated to them or which they have drawn from the reserve into two parts, according to their foreseeable use, reserving one part for wines intended for direct consumption and the other for wines intended for processing.

However, during the marketing year and according to the actual needs which arise, they shall make the necessary adjustments to the original allocations.

Article 7

The Commission shall keep account of the shares opened by Member States in accordance with Articles 2 and 3 and shall inform each of them of the extent to which the reserve has been used as soon as it receives the notification.

The Commission shall, not later than 5 October 1978, notify the Member States of the state of the reserve after the return of shares pursuant to Article 5.

The Commission shall ensure that any drawing which uses up the reserve is limited to the balance available and, for this purpose, shall specify the amount thereof to the Member State which makes the final drawing.

Article 8

1. Member States shall take all measures necessary to ensure that supplementary shares drawn pursuant

to Article 3 are opened in such a way that charges may be made without interruption against their combined shares of the Community quota.

2. Member States shall ensure that importers of the said products established in their territory have free access to the shares allocated to them or drawn from the reserve.

3. The extent to which a Member State has used up its share shall be determined on the basis of the imports of the products in question submitted to the customs authorities under the cover of declarations that they have been made available for home use.

Article 9

At the request of the Commission, Member States shall inform it of imports of the products in question actually charged against their shares.

Article 10

The Member States and the Commission shall cooperate closely in order to ensure that the provisions of this Regulation are complied with.

Article 11

This Regulation shall enter into force on 1 January 1978.

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

Done at Brussels, 5 December 1977.

For the Council

The President

A. HUMBLET

COUNCIL REGULATION (EEC) No 2764/77

of 5 December 1977

extending the period for which Class III may be applied in respect of certain fruit and vegetables

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1034/77⁽²⁾, and in particular the first subparagraph of Article 4 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 1035/72 provides that, unless an extension is decided upon in accordance with the voting procedure laid down in Article 43 (2) of the Treaty, Class III may not be applied beyond the fifth year following the date of entry into force of the Regulation which defines it; whereas, however, in respect of cauliflowers, tomatoes, apples and pears, peaches, citrus fruit, table grapes, lettuces, curled-leaved endives and broad-leaved (Batavian) endives, onions, witloof chicory, cherries, strawberries, asparagus and cucumbers, Class III may be applied until 31 December 1977;

Whereas the marketing of Class III represents a large share of producers' incomes where there is no Class II for the product; whereas, where there is a Class II, the share of producers' incomes represented by Class III is considerably lower, although not negligible, particularly at certain times of the year;

Whereas, moreover, the marketing of Class III products enables certain consumers with modest incomes to obtain supplies of those products;

Whereas it seems advisable, therefore, to provide for Class III to be applicable for a limited period beyond 31 December 1977;

Whereas, in the case of brussels sprouts, Class III as defined by Regulation (EEC) No 75/74⁽³⁾ may be applied until 31 December 1979; whereas, for the sake of simplification, it should be provided here and now that Class III may be further applied until the date fixed in respect of the other products,

HAS ADOPTED THIS REGULATION:

Article 1

Class III of the quality standards for fruit and vegetables to be delivered fresh to consumers may be applied until 31 December 1982.

Article 2

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

It shall apply as from 1 January 1978.

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

Done at Brussels, 5 December 1977.

For the Council

The President

A. HUMBLET

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 9, 11. 1. 1974, p. 35.

COMMISSION REGULATION (EEC) No 2765/77**of 14 December 1977****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 1386/77⁽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 1729/77⁽³⁾ and subsequent amending Regulations;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 1729/77 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 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 158, 29. 6. 1977, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the import levies on cereals
and on wheat or rye flour groats and meal

(u.a./tonne)

CCT heading No	Description of goods	Levies
10.01 A	Common wheat, and meslin	85.81
10.01 B	Durum wheat	113.71 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	67.04 ⁽⁶⁾
10.03	Barley	72.98
10.04	Oats	62.33
10.05 B	Maize, other than hybrid maize for sowing	71.88 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	54.69 ⁽⁴⁾
10.07 C	Grain sorghum	73.93 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	131.48
11.01 B	Rye flour	105.19
11.02 A I a)	Durum wheat groats and meal	188.09
11.02 A I b)	Common wheat groats and meal	141.30

⁽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./tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./tonne 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./tonne.

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

⁽⁵⁾ Where durum 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./tonne.

⁽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 1180/77 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 2766/77**of 14 December 1977****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 1386/77⁽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
1730/77⁽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 15
December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 158, 29. 6. 1977, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./tonne)

CCT heading No	Description of goods	Current 12	1st period 1	2nd period 2	3rd period 3
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	5.25
5 10.07 B	Millet	0	8.05	8.05	8.05
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

(u.a./tonne)

CCT heading No	Description of goods	Current 12	1st period 1	2nd period 2	3rd period 3	4th period 4
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	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 2767/77
of 14 December 1977
fixing the import levies on rice and broken rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽¹⁾, as amended by Regulation (EEC) No 1158/77⁽²⁾, and in particular Article 11 (2) thereof,

Whereas the import levies on rice and broken rice were fixed by Regulation (EEC) No 1953/77⁽³⁾, as last amended by Regulation (EEC) No 2692/77⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1953/77 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 table annexed to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed in Article 1 (1) (a) and (b) of Regulation (EEC) No 1418/76 are hereby fixed as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 136, 2. 6. 1977, p. 13.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 5.

⁽⁴⁾ OJ No L 314, 8. 12. 1977, p. 8.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the import levies on rice and broken rice

(u.d. / tonne)

CCT heading No	Description of goods	Third countries	ACP or OCT ⁽¹⁾ ⁽²⁾
10.06	Rice :		
	A. Paddy rice ; husked rice :		
	I. Paddy rice :		
	a) Round grain	40.38	17.19
	b) Long grain	68.46	31.23
	II. Husked rice :		
	a) Round grain	50.47	22.24
	b) Long grain	85.57	39.79
	B. Semi-milled or wholly milled rice :		
	I. Semi-milled rice :		
	a) Round grain	116.68	48.44
	b) Long grain	205.75	93.01
	II. Wholly milled rice :		
	a) Round grain	124.27	51.89
	b) Long grain	220.57	100.04
	C. Broken rice :	68.23	31.62

⁽¹⁾ Subject to the application of the provisions of Article 9 of Regulation (EEC) No 706/76.

⁽²⁾ In accordance with Regulation (EEC) No 706/76, the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

COMMISSION REGULATION (EEC) No 2768/77**of 14 December 1977****fixing the premiums to be added to the import levies on rice and broken rice**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as amended by Regula-
tion (EEC) No 1158/77 ⁽²⁾, and in particular Article 13
(6) thereof,

Whereas the premiums to be added to the levies on
rice and broken rice were fixed by Regulation (EEC)
No 1954/77 ⁽³⁾, as last amended by Regulation (EEC)
No 2693/77 ⁽⁴⁾;

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 table annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The premiums to be added to the import levies fixed
in advance in respect of rice and broken rice are
hereby fixed as shown in the table annexed to this
Regulation.

Article 2

This Regulation shall enter into force on 15
December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 136, 2. 6. 1977, p. 13.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 8.

⁽⁴⁾ OJ No L 314, 8. 12. 1977, p. 10.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the premiums to be added to the import levies on rice and broken rice

(u.a./tonne)

CCT heading No	Description of goods	Current 12	1st period 1	2nd period 2	3rd period 3
10.06	Rice :				
	A. Paddy rice ; husked rice :				
	I. Paddy rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Husked rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	B. Semi-milled or wholly milled rice :				
	I. Semi-milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Wholly milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	C. Broken rice	0	0	0	0

COMMISSION REGULATION (EEC) No 2769/77

of 14 December 1977

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 1110/77⁽²⁾, and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1489/76⁽⁴⁾, provides that when refunds on white and raw sugar, undenatured and exported in the natural state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 3 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;

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

Whereas, furthermore, this refund should be fixed in accordance with Article 5 (2) of Regulation (EEC) No 766/68; whereas candy sugar is defined in Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁶⁾, as amended by Regulation (EEC) No 1467/77⁽⁷⁾;

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

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

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

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

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 15 December 1977.

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

(2) OJ No L 134, 28. 5. 1977, p. 1.

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

(4) OJ No L 167, 26. 6. 1976, p. 13.

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

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

(7) OJ No L 162, 1. 7. 1977, p. 6.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 14 December 1977 fixing the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)		
CCT heading No	Description of goods	Refund
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar	18.70
	B. Raw sugar :	
	(a) Candy sugar	19.12 ⁽¹⁾
	(b) Other raw sugar	14.50 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 2770/77
of 14 December 1977
amending Regulation (EEC) No 79/75 on the sale by periodic tendering procedure of boned beef held by the intervention agencies

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 425/77 ⁽²⁾, and in particular Article 7 (3) thereof,

Whereas Article 2 (2) of Commission Regulation (EEC) No 79/75 of 14 January 1975 on the sale by periodic tendering procedure of boned beef held by the intervention agencies ⁽³⁾, as last amended by Regulation (EEC) No 860/77 ⁽⁴⁾, provides that the time limit for the submission of tenders shall expire on the first Monday of each month; whereas the situation as regards public holidays at the end of 1977 and at the beginning of 1978 makes it necessary to defer the closing date for the January tender to the second Monday thereof;

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

HAS ADOPTED THIS REGULATION:

Article 1

The second subparagraph of Article 2 (2) of Regulation (EEC) No 79/75 is hereby amended to read as follows:

‘The time limit for the submission of tenders shall be the first Monday of each month at 12 noon, with the exception of the month of January 1978, when it shall be the second Monday at 12 noon.’

Article 2

This Regulation shall enter into force on 19 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 10, 15. 1. 1975, p. 9.

⁽⁴⁾ OJ No L 104, 28. 4. 1977, p. 32.

COMMISSION REGULATION (EEC) No 2771/77**of 14 December 1977****amending for the third time Regulation (EEC) No 3376/75 as regards the arrangements for the reduction of import charges on beef and veal products originating in the African, Caribbean and Pacific States in 1978**

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 2570/77⁽²⁾, and in particular Article 3 (1) thereof,

Whereas Commission Regulation (EEC) No 3376/75 of 23 December 1975⁽³⁾, as last amended by Regulation (EEC) No 3136/76⁽⁴⁾, laid down the rules for the application of Regulation (EEC) No 3328/75; whereas following the extension of the import arrangements for beef and veal originating in certain African, Caribbean and Pacific States, certain provisions of Regulation (EEC) No 3376/75 require amendment;

Whereas with effect from 1 January 1978 the accession compensatory amounts applicable to imports into the United Kingdom and Ireland will be abolished; whereas it is necessary, consequently, to adapt the methods of calculating the amount referred to in Article 1 (1) of Regulation (EEC) No 3328/75 for imports into those Member States;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 4 (1) of Regulation (EEC) No 3376/75 is hereby amended to read as follows:

'1. The amount provided for in Article 1 (1) of Regulation (EEC) No 3328/75 for each product intended for importation into Ireland or the United Kingdom shall be equal to 90 % of the amount resulting from the levy adjusted, where appropriate, by the monetary compensatory amount valid for imports into the United Kingdom during the week preceding that in which commences the quarter for which the amount of the reduction is calculated.'

Article 2

In the second paragraph of Article 6 of Regulation (EEC) No 3376/75 the date '31 December 1977' is hereby replaced by '31 December 1978'.

Article 3

This Regulation shall enter into force on 1 January 1978.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 329, 23. 12. 1975, p. 4.

⁽²⁾ OJ No L 300, 24. 11. 1977, p. 1.

⁽³⁾ OJ No L 333, 30. 12. 1975, p. 44.

⁽⁴⁾ OJ No L 353, 23. 12. 1976, p. 40.

COMMISSION REGULATION (EEC) No 2772/77

of 14 December 1977

amending Regulations (EEC) No 368/77, (EEC) No 443/77 and (EEC) No 938/77
as regards the application of monetary compensatory amounts to certain
products containing denatured milk powder

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
804/68 of 27 June 1968 on the common organization
of the market in milk and milk products⁽¹⁾, as last
amended by Regulation (EEC) No 2560/77⁽²⁾, and in
particular Article 7 (5) thereof,

Having regard to Council Regulation (EEC) No
974/71 of 12 May 1971 on certain measures of
conjunctural policy to be taken in agriculture
following the temporary widening of the margins of
fluctuation for the currencies of certain Member
States⁽³⁾, as last amended by Regulation (EEC) No
557/76⁽⁴⁾, and in particular Article 6 thereof,

Whereas Article 19 of Commission Regulation (EEC)
No 368/77 of 23 February 1977 on the sale by tender
of skimmed-milk powder for use in feed for pigs and
poultry⁽⁵⁾, as last amended by Regulation (EEC) No
2378/77⁽⁶⁾, provides that a coefficient is to apply to
the compensatory amounts fixed for certain products
containing denatured milk powder; whereas, pursuant
to Article 9 (c) of Commission Regulation (EEC) No
443/77 of 2 March 1977 on the sale at a fixed price of
skimmed-milk powder for use in feed for pigs and
poultry and amending Regulations (EEC) No 1687/76
and (EEC) No 368/77⁽⁷⁾, that provision applies also to
products denatured under the said Regulation (EEC)
No 443/77; whereas the denatured products in ques-
tion fall within subheading 23.07 B of the Common
Customs Tariff; whereas, for reasons of clarity, Article
19 of Regulation (EEC) No 368/77 should state
expressly that the reference to subheading 04.02 A II
b) 1 applies only to skimmed-milk powder in its
natural state;

Whereas this amendment should be taken into
account in Note (2) to Part 5 of Annex I to Commis-
sion Regulation (EEC) No 938/77 of 29 April 1977
fixing the monetary compensatory amounts and

certain rates for their application⁽⁸⁾, as last amended
by Regulation (EEC) No 2730/77⁽⁹⁾;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 19 of Regulation (EEC) No 368/77 is hereby
amended to read as follows:

Article 19

1. The aid provided for in Article 10 of Regula-
tion (EEC) No 804/68 shall not be granted to
skimmed-milk powder sold under this Regulation.

2. In the case of skimmed-milk powder sold
under this Regulation and:

— dispatched to another Member State in its
natural state, the monetary compensatory
amount fixed pursuant to Regulation (EEC) No
974/71 shall, in the case of products falling
within subheading 04.02 A II b) 1 of the
Common Customs Tariff, be multiplied by
0.15,

— dispatched to another Member State or
exported to non-member countries either after
denaturing or after incorporation in compound
feedingstuffs, the monetary compensatory
amounts fixed pursuant to Regulation (EEC)
No 974/71 shall, in the case of products falling
within subheadings:

— 23.07 B I a) 3,
— 23.07 B I a) 4,
— 23.07 B I b) 3,
— 23.07 B I c) 3,
— 23.07 B II,
of the Common Customs Tariff, be multiplied by
0.25.

(1) OJ No L 148, 28. 6. 1968, p. 13.

(2) OJ No L 303, 28. 11. 1977, p. 1.

(3) OJ No L 106, 12. 5. 1971, p. 1.

(4) OJ No L 67, 15. 3. 1976, p. 1.

(5) OJ No L 52, 24. 2. 1977, p. 19.

(6) OJ No L 277, 29. 10. 1977, p. 35.

(7) OJ No L 58, 3. 3. 1977, p. 16.

(8) OJ No L 110, 30. 4. 1977, p. 6.

(9) OJ No L 317, 12. 12. 1977, p. 1.

Article 2

The third paragraph of Note ⁽²⁾ to Part 5 of Annex I to Regulation (EEC) No 938/77 is hereby amended to read as follows :

'In the case of skimmed-milk powder sold under Regulation (EEC) No 368/77 (OJ No L 52, 24. 2. 1977) and Regulation (EEC) No 443/77 (OJ No L

58, 3. 3. 1977) and dispatched in its natural state to another Member State, the amount indicated shall be multiplied by the coefficient 0.15.'

Article 3

This Regulation shall enter into force on 1 January 1978.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2773/77

of 14 December 1977

on the sale at prices fixed in advance of certain boned beef held by the intervention agencies

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 425/77⁽²⁾, and in particular Article 7 (3) thereof,

Whereas Commission Regulation (EEC) No 79/75 of 14 January 1975⁽³⁾, as last amended by Regulation (EEC) No 3109/76⁽⁴⁾, provides for the sale by monthly tender of boned beef held by the intervention agencies; whereas not all the meat offered for tender has been allocated;

Whereas certain quantities of meat, boned in accordance with Commission Regulation (EEC) No 2630/75 of 16 October 1975 on the boning of beef bought in by the intervention agencies⁽⁵⁾, should be put up for sale;

Whereas certain boned beef should be put up for sale at prices fixed in advance in accordance with Articles 2 to 5 of Commission Regulation (EEC) No 216/69 of 4 February 1969 on detailed rules of application for the disposal of frozen beef and veal bought in by intervention agencies⁽⁶⁾, and at the same time certain necessary derogations should be provided for, particularly as regards payment for the goods;

Whereas removal from storage may be interrupted by *force majeure*; whereas the intervention agencies should therefore be permitted to take the necessary action in such cases;

Whereas Council Regulation (EEC) No 1055/77 of 17 May 1977 on the storage and movement of products bought in by an intervention agency⁽⁷⁾ provides that for the products held by an intervention agency, stored outside the territory of the Member State where that agency is situated, a different selling price from that for products stored on that territory may be fixed;

Whereas Commission Regulation (EEC) No 1805/77 of 4 August 1977 laying down in respect of the beef and veal sector special rules for the application of Regulation (EEC) No 1055/77 on the storage and movement of products bought in by an intervention agency⁽⁸⁾, fixed the method of calculating the sale prices for these products; whereas to avoid all confusion it should be expressly stated that the prices fixed by the present Regulation are subject to adjustment in the case of those products;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. During the period 19 to 30 December 1977 the Danish intervention agency shall offer for sale up to 3 000 tonnes, the Irish intervention agency up to 3 500 tonnes and the United Kingdom intervention agency up to 500 tonnes of beef boned in accordance with Regulation (EEC) No 2630/75.
2. The cuts and prices of this meat are set out in Annex I hereto.
3. The sales shall be conducted in accordance with Articles 2 to 5 of Regulation (EEC) No 216/69 and with the provisions of this Regulation.
4. Information concerning the quantities available and the places where the products are stored may be obtained by prospective purchasers from the addresses listed in Annex II hereto.

Article 2

By way of derogation from Article 5 (1) of Regulation (EEC) No 216/69, the prices shall be paid as and when the goods are removed from store, in proportion

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 10, 15. 1. 1975, p. 9.

⁽⁴⁾ OJ No L 351, 21. 12. 1976, p. 23.

⁽⁵⁾ OJ No L 268, 17. 10. 1975, p. 16.

⁽⁶⁾ OJ No L 28, 5. 2. 1969, p. 10.

⁽⁷⁾ OJ No L 128, 24. 5. 1977, p. 1.

⁽⁸⁾ OJ No L 198, 5. 8. 1977, p. 19.

to the quantities removed and not later than the day preceding each removal.

Article 3

By way of derogation from Article 4 (5) of Regulation (EEC) No 216/69, if the quantities available from an intervention agency are less than those for which offers are received on 19 December 1977, all such offers shall be considered to have been made at the same time.

Article 4

Whereas if, by reason of *force majeure* the purchaser is unable to comply with the time limit set for delivery, the intervention agency shall take such action as it considers necessary having regard to the circumstances invoked.

Article 5

This Regulation shall enter into force on 16 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEXE I — ANHANG I — ALLEGATO I — BIJLAGE I — ANNEX I — BILAG I

Prix de vente exprimés en unités de compte par tonne ⁽¹⁾ — Verkaufspreise, ausgedrückt in RE/Tonne ⁽¹⁾ — Prezzi di vendita espressi in unità di conto per tonnellata ⁽¹⁾ — Verkoopprijzen, uitgedrukt in rekeneenheden per ton ⁽¹⁾ — Selling prices, expressed in units of account per tonne ⁽¹⁾ — Salgspriser udtrykt i RE/ton ⁽¹⁾

1. DANMARK	Ungtyre 1. kvalitet	Tyre prima 1. kvalitet	Stude 1. kvalitet	Kvier 1. kvalitet	Køer 1. kvalitet	Køer med kalvetænder 1. kvalitet
Mørbrad	4 822		4 452		4 400	
Fileter	2 800		2 525		2 325	
Kød af bagfjerdinger (med undtagelse af fileter og mørbrad)	2 107		2 000		1 918	
Udbenede forfjerdinger	1 814		1 700		1 650	
Slag og bryst	1 475		1 475		1 375	
2. IRELAND	Cows		Steers 1, 2 and Heifers 2			
Filets	—				6 762	
Striploins	—				3 267	
Insides	—		—		2 501	
Outsides	—		—		2 486	
Knuckles	—				2 366	
Rumps	—				2 420	
Hindquarters (excluding fillets and striploins)	1 665				—	
Cube rolls	—				3 049	
Forequarters (excluding cube rolls)	—				1 655	
Plates and flanks	1 100				1 200	
Brisket	—				1 428	
Shins and shanks	—				1 643	
3. UNITED KINGDOM	Steers and Heifers					
Fillets	7 989					
Striploins	3 584					
Topsides	2 687					
Silversides	2 631					
Thick flanks	2 447					
Rumps	2 516					
Clod and sticking	1 500					
Forerib	2 213					
Pony	1 757					
Shins and shanks	1 559					
Thin flanks	1 015					
Flank (plate)	1 014					
Briskets	1 377					

⁽¹⁾ Au cas où les produits sont stockés en dehors de l'État membre dont relève l'organisme d'intervention détenteur, ces prix sont ajustés conformément aux dispositions du règlement (CEE) n° 1805/77.

⁽²⁾ Falls die Lagerung der Erzeugnisse außerhalb des für die betreffende Interventionsstelle zuständigen Mitgliedstaats erfolgt, werden diese Preise gemäß den Vorschriften der Verordnung (EWG) Nr. 1805/77 angepasst.

⁽³⁾ Qualora i prodotti siano immagazzinati fuori dello Stato membro da cui dipende l'organismo d'intervento detentore, detti prezzi vengono ritoccati in conformità del disposto del regolamento (CEE) n. 1805/77.

⁽⁴⁾ In geval dat de produkten zijn opgeslagen buiten de Lid-Staat waaronder het interventiebureau dat deze produkten onder zich heeft resorteert, worden deze prijzen aangepast overeenkomstig de bepalingen van Verordening (EEG) nr. 1805/77.

⁽⁵⁾ In the case of products stored outside the Member State where the intervention agency responsible for them is situated, these prices shall be adjusted in accordance with the provisions of Regulation (EEC) No 1805/77.

⁽⁶⁾ I tilfælde, hvor varer er oplagrede uden for den medlemsstat, hvor interventionsorganet er hjemmehørende, tilpasses disse priser i overensstemmelse med bestemmelserne i forordning (EØF) nr. 1805/77.

ANNEXE II — ANHANG II — ALLEGATO II — BIJLAGE II — ANNEX II — BILAG II

Adresses des organismes d'intervention — Anschriften der Interventionsstellen — Indirizzi degli organismi d'intervento — Adressen van de interventiebureaus — Addresses of the intervention agencies — Interventionsorganernes adresser

- DANMARK : Direktoratet for markedsordningerne,
EF-Direktoratet,
Frederiksborggade 18,
1360 København K,
Tlf. (01) 15 41 30, Telex 15 137 DK.
- IRELAND : Department of Agriculture, Agriculture House,
Kildare Street,
Dublin 2,
Tel. (01) 78 90 11, ext. 23 24, Telex 4280 and 5118.
- UNITED KINGDOM : Intervention Board for Agricultural Produce, Fountain House,
2 West Mall, Reading RG1 7QW, Berks.
Telex : 848 302.
Tel. 0734 — 58 36 26.
-

COMMISSION REGULATION (EEC) No 2774/77

of 14 December 1977

on the delivery of various consignments of skimmed-milk powder as food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 7 (5) thereof,

Having regard to Council Regulation (EEC) No 1766/77 of 25 July 1977 laying down general rules for the supply of skimmed-milk powder as food aid to certain developing countries and international organizations under the 1977 programme⁽³⁾, and in particular Article 6 thereof,

Whereas, under the food-aid programme adopted by the Council Regulation specified in the Annex, the League of the Red Cross Societies has requested the delivery of the quantities of skimmed-milk powder as set out therein;

Whereas, therefore, delivery should be effected in accordance with the rules laid down in Commission

Regulation (EEC) No 303/77 of 14 February 1977 laying down general rules for the supply of skimmed-milk powder and butteroil as food aid⁽⁴⁾; whereas, in particular, the periods and terms for delivery and the procedure to be followed by the intervention agencies to establish the costs arising therefrom should be laid down;

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

In accordance with the provisions of Regulation (EEC) No 303/77, the Dutch intervention agency shall deliver skimmed-milk powder as food aid on the special terms set out 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, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 192, 30. 7. 1977, p. 1.

⁽⁴⁾ OJ No L 43, 15. 2. 1977, p. 1.

ANNEX

Consignment	A	B
1. Application of Council Regulations : (a) legal basis (b) affectation	(EEC) No 1766/77 (1977 programme) (EEC) No 1767/77	
2. Beneficiary	League of the Red Cross Societies	
3. Country of destination	India	
4. Total quantity of the consignment	100 tonnes	400 tonnes
5. Intervention agency responsible for delivery	Dutch	
6. Origin of the skimmed-milk powder	Bought on the Community market	
7. Special characteristics and/or packaging ⁽¹⁾	{ Vitamin A content : 5 000 i.u./100 g minimum Vitamin D content : 500 i.u./100 g minimum Date of manufacture clearly indicated on the bags	
8. Markings on the packaging	A red cross 10 × 10 cm and, in letters at least 1 cm high, the following marking : 'Skimmed-milk powder / Enriched with vitamins A (5 000 i.u./100 g) and D (500 i.u./100 g) / Gift of the European Economic Community / Action of the League of the Red Cross Societies / For free distribution'	
9. Delivery period	Loading at the latest 31 January 1978	Loading at the latest 28 February 1978
10. Stage and place of delivery	Port of unloading (deposited on the quay or on lighters) Bombay ⁽²⁾	
11. Representative of the beneficiary responsible for reception ⁽³⁾	Indian Red Cross Society, 1, Red Cross Road, New Delhi 110001 (Telegram : INDCROSS)	
12. Procedure to be applied to determine the costs of supply	Mutual agreement	

Notes :

- (¹) Other than those set out in the Annex to Regulation (EEC) No 1108/68 ; see Article 6 (2) of Regulation (EEC) No 303/77.
- (²) When the unloading at the port of disembarkation Bombay is carried out under the supervision of an agency approved by the recipient country, the intervention agency may accept, in the place of the supporting documents referred to in Article 21(a) of Regulation (EEC) No 303/77, an official statement from such supervising agency certifying that the quantities concerned have been delivered to the port of unloading Bombay (deposited on the quay or on lighters) and unloaded in that port.
- (³) Only in the case of delivery 'to the port of unloading' and 'free at destination' ; see Article 5 and the last indent of Article 13 (1) of Regulation (EEC) No 303/77.

COMMISSION REGULATION (EEC) No 2775/77

of 14 December 1977

authorizing the conclusion of long-term private storage contracts for certain table wines for the 1977/78 wine year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970 laying down additional provisions for the common organization of the market in wine ⁽¹⁾, as last amended by Regulation (EEC) No 2211/77 ⁽²⁾, and in particular Articles 5 (6) and 6 (5) thereof,

Whereas the estimates for 1977/78 show that the quantity of table wines available at the beginning of that year exceeds total foreseeable requirements for the said year by more than four months' consumption; whereas, consequently, the conditions for authorizing the conclusion of long-term storage contracts under Article 5 (4) of the abovementioned Regulation are fulfilled;

Whereas the abovementioned estimates reveal the existence of surpluses for all types of table wine and for table wines which stand in close economic relationship to those types of table wine; whereas provision should therefore be made to enable long-term contracts to be concluded for those types of table wine;

Whereas Article 6 (4) of Regulation (EEC) No 816/70 lays down that, for long-term contracts, the amount of the aid may be increased to 20 %; whereas, in view of the conditions prevailing in this wine year, and in particular of the quantities available, which are such as

to justify the conclusion of long-term contracts, provision should be made for increasing by 10 % the rates of aid specified in Article 11 of Commission Regulation (EEC) No 2015/76 of 13 August 1976 on storage contracts for table wine, grape must and concentrated grape must ⁽³⁾, as amended by Regulation (EEC) No 2206/77 ⁽⁴⁾; whereas, however, a 20 % increase should be provided for contracts for table wines of a higher quality, and therefore of a higher price, than the average table wines which may be subject to long-term storage contracts;

Whereas, in order to relieve the market on a more lasting basis and to prevent further difficulties after the expiry of the short-term contracts already concluded, it appears advisable to permit the conclusion of long-term storage contracts for wine covered by short-term contracts concluded before the date of entry into force of this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Authorization is hereby given for the conclusion of long-term storage contracts for all types of table wine and for table wines which stand in close economic relationship to those types of table wine, provided that they meet the following conditions:

I. White wines

- | | |
|---|---------------------------|
| (a) minimum actual alcoholic strength: | 10 % by volume; |
| (b) minimum total acidity (expressed as tartaric acid): | 4.5 grams per litre; |
| (c) maximum volatile acidity: | nine milliequivalents; |
| (d) maximum sulphur dioxide content: | 160 milligrams per litre; |
| (e) maximum residual sugar content: | 2.5 grams per litre; |
| (f) resistance with exposure to air: | good for 24 hours; |
| (g) absence of abnormal tastes. | |

II. Red wines

- | | |
|---|-----------------------|
| (a) minimum actual alcoholic strength: | 10 % by volume; |
| (b) minimum total acidity (expressed as tartaric acid): | five grams per litre; |

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 256, 7. 10. 1977, p. 1.

⁽³⁾ OJ No L 221, 14. 8. 1976, p. 20.

⁽⁴⁾ OJ No L 255, 6. 10. 1977, p. 13.

- (c) maximum volatile acidity :
 - wines whose actual alcoholic strength is less than 12.5 % by volume : 12 milliequivalents ;
 - wines whose actual alcoholic strength is equal to or greater than 12.5 % by volume : 14 milliequivalents ;
- (d) maximum sulphur dioxide content : 125 milligrams per litre ;
- (e) maximum residual sugar content : 2.5 grams per litre ;
- (f) resistance with exposure to air : good for 24 hours ;
- (g) absence of abnormal tastes ;
- (h) absence of hybrids.

Rosé wines must comply with the conditions laid down above for red wines except as regards their content of sulphur dioxide, for which the same limits apply as in the case of white wines.

Conditions (a), (d) and (e) shall not apply to table wines of types R III, A II and A III.

2. For the purposes of this Regulation, there shall be considered to be in close economic relationship with table wine of type :

- A I, those white table wines with an actual alcoholic strength of not less than 12° and not more than 14°, not belonging to type A II or type A III,
- R I, those red wines with an actual alcoholic strength of not less than 12° and not more than 12.5°, not belonging to type R III,
- R II, those red table wines with an actual alcoholic strength of more than 12.5° and not more than 14.5°, not belonging to type R III.

Article 2

For the storage contracts referred to under Article 1, the aid provided for under Article 11 of Regulation (EEC) No 2015/76 shall be increased by 10 %. However, the said aid shall be increased by 20 % in the case of table wines meeting the following conditions :

I. White wines

- (a) minimum actual alcoholic strength : 11 % by volume ;
- (b) minimum total acidity (expressed as tartaric acid) : 4.5 grams per litre ;
- (c) maximum volatile acidity : eight milliequivalents
- (d) maximum sulphur dioxide content : 140 milligrams per litre ;
- (e) maximum residual sugar content : two grams per litre ;
- (f) resistance with exposure to air : good for 24 hours ;
- (g) absence of abnormal tastes.

II. Red wines

- (a) minimum actual alcoholic strength : 11 % by volume ;
- (b) minimum total acidity (expressed as tartaric acid) : 4.5 grams per litre ;
- (c) maximum volatile acidity : 11 milliequivalents ;
- (d) maximum sulphur dioxide content : 100 milligrams per litre ;
- (e) maximum residual sugar content : two grams per litre ;
- (f) resistance with exposure to air : good for 24 hours ;
- (g) absence of abnormal tastes ;
- (h) absence of hybrids.

Rosé wines must comply with the conditions laid down above for red wines except as regards their content of sulphur dioxide, for which the same limits apply as in the case of white wines.

Conditions (a), (d) and (e) shall not apply to table wines of types R III, A II and A III.

Article 3

Short-term contracts concluded before the date of entry into force of this Regulation, shall, at the request of the party concerned, be terminated in respect of those quantities for which at the time of such termination that party enters into a long-term storage contract.

In this event, for the quantities thus placed under a long-term storage contract, entitlement to short-term storage aid shall not be lost in respect of the period during which they were the subject of the short-term contract.

Article 4

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

It shall apply with effect from 16 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2776/77
of 14 December 1977

authorizing the conclusion of long-term private storage contracts for grape must and concentrated grape must in respect of the 1977/78 wine year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970 laying down additional provisions for the common organization of the market in wine⁽¹⁾, as last amended by Regulation (EEC) No 2211/77⁽²⁾, and in particular Articles 5a (3) and 6 (6) thereof,

Whereas Commission Regulation (EEC) No 2775/77 of 14 December 1977⁽³⁾ authorized the conclusion of long-term private storage contracts for certain table wines in respect of the 1977/78 wine year; whereas the condition, as laid down in the second indent of Article 5a (2) of Regulation (EEC) No 816/70, for authorizing the conclusion of long-term storage contracts for grape must and concentrated grape must is therefore fulfilled; whereas, in view of the reduced harvest for the 1977/78 wine year, grape musts intended for the production of grape juice should be excluded from the authorization referred to above;

Whereas Article 6 (4) of Regulation (EEC) No 816/70 provides that, for long-term contracts, the amount of the aid may be increased by up to 20 %; whereas, in view of the considerable risks to which must is subject during a long period of storage, provision should be made to increase by 20 % the rates of aid specified in Article 11 of Commission Regulation (EEC) No 2015/76 of 13 August 1976 on storage contracts for table wine, grape must and concentrated grape must⁽⁴⁾, as amended by Regulation (EEC) No 2206/77⁽⁵⁾;

Whereas, in order to relieve the market on a more lasting basis and to prevent further difficulties after the expiry of the short-term contracts already concluded, it appears advisable to permit the conclusion of long-term storage contracts for must covered by short-term contracts concluded before the date of entry into force of this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

Long-term storage contracts may be concluded for grape must and concentrated grape must. Grape must which has been the subject of a long-term storage contract may not be used for the production of grape juice.

Article 2

For the storage contracts referred to in Article 1, the amount of aid as specified in Article 11 of Regulation (EEC) No 2015/76 shall be increased by 20 %.

Article 3

Short-term contracts concluded before the date of entry into force of this Regulation shall, at the request of the party concerned, be terminated in respect of those quantities for which at the time of such termination that party enters into a long-term storage contract.

In such case, entitlement to short-term storage aid for the said quantities shall not be lost in respect of the period during which they are the subject of a long-term contract.

Article 4

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

It shall apply with effect from 16 December 1977.

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 256, 7. 10. 1977, p. 1.

⁽³⁾ See page 26 of this Official Journal.

⁽⁴⁾ OJ No L 221, 14. 8. 1976, p. 20.

⁽⁵⁾ OJ No L 255, 6. 10. 1977, p. 13.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2777/77

of 14 December 1977

fixing additional amounts for egg products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs⁽¹⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry farming products from third countries⁽²⁾, as last amended by Regulation (EEC) No 1527/73⁽³⁾;

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

Whereas, pursuant to Article 1 of Regulation (EEC) No 990/69⁽⁴⁾, the levies on imports of eggs not in

shell and egg yolks originating in and coming from Austria are not increased by an additional amount;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for the products listed in Article 1 (1) (b) of Regulation (EEC) No 2771/75 indicates that additional amounts corresponding to the figures shown in the Annex below should be fixed for the imports specified in that Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

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

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

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

⁽³⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁴⁾ OJ No L 130, 31. 5. 1969, p. 4.

ANNEX

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

(u.a./100 kg)

CCT heading No	Description of goods	Additional amount	Imports affected
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not :		
	B. Eggs, not in shell ; egg yolks :		
	I. Suitable for human consumption :		
	a) Eggs, not in shell :		
	1. Dried	80-00	All imports ⁽¹⁾
	2. Other	30-00	All imports ⁽¹⁾
	b) Egg yolks :		
	1. Liquid	20-00	All imports ⁽¹⁾
	2. Frozen	50-00	All imports ⁽¹⁾
	3. Dried	120-00	Origin : People's Republic of China
		20-00	Other imports ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 2778/77**of 14 December 1977****fixing additional amounts for poultrymeat products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat⁽¹⁾, as amended by Regulation (EEC) No 369/76⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

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

Whereas the regular review of the information serving as a basis for the determination of average offer prices for poultrymeat products other than slaughtered poultry and halves or quarters indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 3.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

ANNEX

Additional amounts applicable to poultrymeat products with the exception of live and slaughtered poultry and halves or quarters

(u.a./100 kg)

CCT heading No	Description of goods	Additional amount	Imports affected
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	B. Poultry cuts (excluding offals) :		
	I. Boned or boneless	10-00	Origin : United States of America
	II. Unboned (bone-in) :		
	d) Breasts and cuts of breasts :		
	2. Of turkeys	10-00	Origin : United States of America
	e) Legs and cuts of legs :		
	2. Of turkeys :		
	aa) Drumsticks and cuts of drumsticks	30-00	All imports
	bb) Other	20-00	Origin : United States of America or Israel
	3. Other poultry	15-00	Origin : United States of America or Spain

COMMISSION REGULATION (EEC) No 2779/77
of 14 December 1977
fixing additional amounts for live and slaughtered poultry

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat⁽¹⁾, as amended by Regulation (EEC) No 369/76⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry farming products from third countries⁽³⁾, as amended by Regulation (EEC) No 1527/73⁽⁴⁾;

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

Whereas, pursuant to Regulation (EEC) No 565/68⁽⁵⁾, the import levies on slaughtered fowls, ducks and geese originating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2261/69⁽⁶⁾, the import levies on slaughtered ducks and geese originating in and coming from Romania are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2474/70⁽⁷⁾, the import levies on slaughtered turkeys originating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2164/72⁽⁸⁾, the import levies on slaughtered fowls and geese originating in and coming from Bulgaria are not increased by an additional amount;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for slaughtered poultry and halves or quarters indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

Whereas the Management Committee for Poultrymeat and Eggs has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION :

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 3.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No L 107, 8. 5. 1968, p. 7.

⁽⁶⁾ OJ No L 286, 14. 11. 1969, p. 24.

⁽⁷⁾ OJ No L 265, 8. 12. 1970, p. 13.

⁽⁸⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to live and slaughtered poultry and halves or quarters

(u.a./100 kg)

CCT heading No	Description of goods	Additional amount	Imports affected
01.05	Live poultry, that is to say, fowls, ducks, geese, turkeys and guinea fowls :		
	B. Others :		
	I. Fowls	15.00	Origin : Austria
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	A. Whole poultry :		
	I. Fowls :		
	a) Plucked and gutted, with heads and feet, known as '83 % chickens'	15.00	Origin : Spain
	b) Plucked and drawn, without heads and feet but with hearts, livers and gizzards, known as '70 % chickens'	15.00	Origin : Spain
	c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens'	15.00	Origin : Spain
	B. Poultry cuts (excluding offals) :		
	II. Unboned (bone-in) :		
	a) Halves or quarters :		
	1. Of fowls	15.00	Origin : Spain

COMMISSION REGULATION (EEC) No 2780/77
of 14 December 1977
fixing the import levies on 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 ⁽¹⁾, as last amended by Regulation (EEC) No 559/76 ⁽²⁾, and in particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products were fixed by Regulation (EEC) No 1855/77 ⁽³⁾, as last amended by Regulation (EEC) No 2631/77 ⁽⁴⁾;

Whereas it follows from applying the rules contained in Regulation (EEC) No 1855/77 to the prices 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 levies referred to in Article 14 (2) of Regulation (EEC) No 804/68 are hereby fixed as shown in the Annex.

Article 2

This Regulation shall enter into force on 16 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ OJ No L 207, 13. 8. 1977, p. 5.

⁽⁴⁾ OJ No L 306, 30. 11. 1977, p. 17.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the import levies on milk and milk products

(u.a./100 kg net weight, unless otherwise indicated)

CCT heading No	Code	Import levy
04.01 A I a)	0110	21.26
04.01 A I b)	0120	19.26
04.01 A II a) 1	0130	19.26
04.01 A II a) 2	0140	23.63
04.01 A II b) 1	0150	18.26
04.01 A II b) 2	0160	22.63
04.01 B I	0200	47.75
04.01 B II	0300	101.01
04.01 B III	0400	156.11
04.02 A I	0500	15.30
04.02 A II a) 1	0620	93.25
04.02 A II a) 2	0720	121.60
04.02 A II a) 3	0820	123.60
04.02 A II a) 4	0920	135.32
04.02 A II b) 1	1020	87.25
04.02 A II b) 2	1120	115.60
04.02 A II b) 3	1220	117.60
04.02 A II b) 4	1320	129.32
04.02 A III a) 1	1420	20.76
04.02 A III a) 2	1520	28.03
04.02 A III b) 1	1620	101.01
04.02 A III b) 2	1720	156.11
04.02 B I a)	1820	30.00
04.02 B I b) 1 aa)	2220	per kg 0.8725 ⁽⁹⁾
04.02 B I b) 1 bb)	2320	per kg 1.1560 ⁽⁹⁾
04.02 B I b) 1 cc)	2420	per kg 1.2932 ⁽⁹⁾
04.02 B I b) 2 aa)	2520	per kg 0.8725 ⁽¹⁰⁾
04.02 B I b) 2 bb)	2620	per kg 1.1560 ⁽¹⁰⁾
04.02 B I b) 2 cc)	2720	per kg 1.2932 ⁽¹⁰⁾
04.02 B II a)	2810	33.26
04.02 B II b) 1	2910	per kg 1.0101 ⁽¹⁰⁾
04.02 B II b) 2	3010	per kg 1.5611 ⁽¹⁰⁾
04.03 A	3110	183.66
04.03 B	3210	224.07
04.04 A I a) 1	3321	15.00
04.04 A I a) 2	3420	131.54 ⁽¹¹⁾
04.04 A I b) 1 aa)	3521	15.00
04.04 A I b) 1 bb)	3619	131.54 ⁽¹¹⁾
04.04 A I b) 2	3719	131.54 ⁽¹¹⁾
04.04 A II	3800	131.54
04.04 B	3900	135.69 ⁽¹²⁾
04.04 C	4000	127.81
04.04 D I	4120	30.00
04.04 D II a) 1	4410	128.44
04.04 D II a) 2	4510	136.02
04.04 D II b)	4610	216.02
04.04 E I a)	4710	135.69
04.04 E I b) 1 aa)	4834	15.00
04.04 E I b) 1 bb)	4850	168.11

CCT heading No	Code	Import levy
04.04 E I b) 2 aa)	4922	136.57 ⁽¹³⁾
04.04 E I b) 2 bb)	5022	136.57 ⁽¹⁴⁾
04.04 E I b) 3	5030	136.57 ⁽¹⁵⁾
04.04 E I b) 4	5060	136.57 ⁽¹⁵⁾
04.04 E I b) 5	5120	136.57
04.04 E I c) 1	5210	102.43
04.04 E I c) 2	5250	216.57
04.04 E II a)	5310	135.69
04.04 E II b)	5410	216.57
17.02 A II ⁽¹⁶⁾	5500	18.95
17.05 A	5600	18.95
23.07 B I a) 3	5700	67.44
23.07 B I a) 4	5800	87.51
23.07 B I b) 3	5900	81.71
23.07 B I c) 3	6000	66.76
23.07 B II	6100	87.51

For notes ⁽¹⁾ to ⁽⁸⁾, see notes ⁽¹⁾ to ⁽⁸⁾ of Council Regulation (EEC) No 823/68 (OJ No L 151, 30. 6. 1968).

⁽⁹⁾ The levy 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) 6 u.a. ; and
c) 13.09 u.a.

⁽¹⁰⁾ The levy 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 ;
and
b) 13.09 u.a.

⁽¹¹⁾ The levy is limited to 7.50 u.a. per 100 kg net weight.

⁽¹²⁾ The levy is limited to 6% of the value for customs purposes.

⁽¹³⁾ The levy is limited to 49.75 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

⁽¹⁴⁾ The levy is limited to 69.75 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

⁽¹⁵⁾ The levy is limited to 69.75 u.a. per 100 kg net weight for imports from Bulgaria, Hungary, Romania and Turkey (Regulation (EEC) No 1054/68 as amended).

⁽¹⁶⁾ Lactose and lactose syrup falling within subheading 17.02 A I are, in pursuance of Regulation (EEC) No 2730/75, subject to the same levy as that applicable to lactose and lactose syrup falling within subheading 17.02 A II.

NB : For the purposes of heading No 04.04, the exchange rate to be applied in converting into national currencies the unit of account referred to in the subdivisions of this heading shall, notwithstanding general rule C 3 contained in Part I, Section I of the Common Customs Tariff be the representative rate, if such a rate is fixed pursuant to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (OJ No 106, 30.10.1962, p. 2553/62).

COMMISSION REGULATION (EEC) No 2781/77

of 14 December 1977

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 1386/77⁽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⁾, as amended by Regulation (EEC) No 1158/77⁽⁴⁾, and in particular Article 12 (4) thereof,

Whereas the import levies on products processed from cereals and rice were fixed by Regulation (EEC) No 2613/77⁽⁵⁾, as amended by Regulation (EEC) No 2762/77⁽⁶⁾;

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

account per tonne of basic product ; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74⁽⁷⁾, 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⁽⁸⁾, as amended by Regulation (EEC) No 832/76⁽⁹⁾, as fixed in the Annex to amended Regulation (EEC) No 2613/77, are hereby altered as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 158, 29. 6. 1977, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 136, 2. 6. 1977, p. 13.

⁽⁵⁾ OJ No L 304, 29. 11. 1977, p. 15.

⁽⁶⁾ OJ No L 319, 14. 12. 1977, p. 29.

⁽⁷⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁸⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁹⁾ OJ No L 100, 14. 4. 1976, p. 1.

ANNEX

to the Commission Regulation of 14 December 1977 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in u.a./tonne	
	Third countries (other than ACP or OCT)	ACP or OCT
11.01 D ⁽²⁾	117-18	112-18
11.02 A IV ⁽²⁾	117-18	112-18
11.02 B I a) 2 aa)	66-07	63-57
11.02 B I a) 2 bb) ⁽²⁾	114-68	112-18
11.02 B I b) 2 ⁽²⁾	114-68	112-18
11.02 C IV ⁽²⁾	102-21	99-71
11.02 D IV ⁽²⁾	66-07	63-57
11.02 E I a) 2 ⁽²⁾	66-07	63-57
11.02 E I b) 2 ⁽²⁾	129-64	124-64
11.02 F IV ⁽²⁾	117-18	112-18

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within subheading 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.

COMMISSION REGULATION (EEC) No 2782/77
of 14 December 1977
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 1110/77 ⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1436/77 ⁽³⁾, as last amended by Regulation (EEC) No 2744/77 ⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1436/77 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 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

- ⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.
⁽²⁾ OJ No L 134, 28. 5. 1977, p. 1.
⁽³⁾ OJ No L 161, 1. 7. 1977, p. 9.
⁽⁴⁾ OJ No L 316, 10. 12. 1977, p. 43.

ANNEX

to the Commission Regulation of 14 December 1977 fixing the import levies on white sugar and raw sugar

(u.a./100 kg)		
CCT heading No	Description of goods	Levy
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar	24.69
	B. Raw sugar	20.10 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 2783/77
of 14 December 1977
fixing the amount of the subsidy on oil seeds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Regulation (EEC) No 1443/77⁽³⁾, as last amended by Regulation (EEC) No 2699/77⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1443/77

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

HAS ADOPTED THIS REGULATION:

Article 1

The amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC is hereby fixed as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

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

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No L 161, 1. 7. 1977, p. 31.

⁽⁴⁾ OJ No L 314, 8. 12. 1977, p. 24.

*ANNEX***to the Commission Regulation of 14 December 1977 fixing the amount of the subsidy on oil seeds**

Subsidy applicable from 15 December 1977 to colza and rape seeds (CCT heading No ex 12.01) and sunflower seeds (CCT heading No ex 12.01) (u.a./100 kg)

	Colza and rape seed	Sunflower seed
Subsidy	8·240	11·306
Subsidy in the case of advance fixing :		
— for the month of December 1977	8·240	11·306
— for the month of January 1978	8·544	11·235
— for the month of February 1978	9·051	11·590
— for the month of March 1978	9·355	11·945
— for the month of April 1978	9·882	—
— for the month of May 1978	9·882	—

COMMISSION REGULATION (EEC) No 2784/77
of 14 December 1977
fixing the world market price for colza and rape seed

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

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

Having regard to Commission Regulation (EEC) No 2300/73 of 23 August 1973 laying down detailed rules for applying differential amounts for colza and rape seed and repealing Regulation (EEC) No 1464/73⁽⁵⁾, as last amended by Regulation (EEC) No 1234/77⁽⁶⁾, and in particular Article 9(4) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas the world market price should be determined in accordance with the rules and the criteria set out in Commission Regulation (EEC) No 1443/77 of 30 June 1977 fixing the amount of the subsidy on

oil seeds⁽⁷⁾, as last amended by Regulation (EEC) No 2783/77⁽⁸⁾;

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 15 December 1977.

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

Done at Brussels, 14 December 1977.

For the Commission

Finn GUNDELACH

Vice-President

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

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁴⁾ OJ No L 357, 28. 12. 1973, p. 6.

⁽⁵⁾ OJ No L 236, 24. 8. 1973, p. 28.

⁽⁶⁾ OJ No L 143, 10. 6. 1977, p. 9.

⁽⁷⁾ OJ No L 161, 1. 7. 1977, p. 31.

⁽⁸⁾ See page 43 of this Official Journal.

ANNEX

World market price applicable from 15 December 1977 for colza and rape seed (CCT heading No ex 12.01)

	<i>u.a./100 kg⁽¹⁾</i>
World market price	21·506
World market price where the subsidy is fixed in advance :	
— for the month of December 1977	21·506
— for the month of January 1978	21·506
— for the month of February 1978	21·303
— for the month of March 1978	21·303
— for the month of April 1978	20·776
— for the month of May 1978	20·776

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

1 u.a. = DM	3·15665
1 u.a. = Fl	3·35507
1 u.a. = Bfr/Lfr	48·6572
1 u.a. = FF	6·84547
1 u.a. = Dkr	8·56656
1 u.a. = £	0·774875
1 u.a. = I £	0·774875
1 u.a. = Lit	1239·32

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 5 December 1977

**appointing a member of the Committee of Experts of the European Foundation
for the Improvement of Living and Working Conditions**

(77/770/EEC)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1365/75 of 26 May 1975 on the creation of a Euro-
pean Foundation for the Improvement of Living and
Working Conditions⁽¹⁾, and in particular Article 10
thereof,

Having regard to the Council Decision of 20
September 1976 appointing the members of the
Committee of Experts of the European Foundation for
the Improvement of Living and Working Conditions
for the period ending 19 September 1979,

Whereas a seat as member of the Committee of
Experts of the above Foundation has become vacant
as a result of the resignation of Mr Robertson, of
which the Council was informed on 24 November
1977;

Having regard to the nomination submitted by the
Commission on 24 November 1977,

HAS DECIDED AS FOLLOWS:

Sole Article

Miss A. M. Lees is hereby appointed a member of the
Committee of Experts of the European Foundation for
the Improvement of Living and Working Conditions
to replace Mr Robertson for the remainder of his term
of office, namely until 19 September 1979.

Done at Brussels, 5 December 1977.

For the Council

The President

A. HUMBLET

⁽¹⁾ OJ No L 139, 30. 5. 1975, p. 1.

COMMISSION

COMMISSION DECISION

of 23 November 1977

**on the implementation of the reform of agricultural structures in Ireland
pursuant to Directive 72/159/EEC and to Titles III and IV of Directive
75/268/EEC**

(Only the English text is authentic)

(77/771/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 72/159/EEC of 17
April 1972 on the modernization of farms⁽¹⁾, and in
particular Articles 4 (6) and 18 (3) thereof,

Having regard to Council Directive 75/268/EEC of 28
April 1975 on mountain and hill farming and farming
in certain less-favoured areas⁽²⁾, and in particular
Article 13 thereof,

Whereas the Government of Ireland has notified,
pursuant to Article 17 (4) of Directive 72/159/EEC
and Article 13 of Directive 75/268/EEC, amendments
dated 25 August 1976 to the farm modernization
scheme;

Whereas under Article 18 (3) of Directive 72/159/EEC
the Commission must decide whether, having regard
to the compatibility of the provisions notified with
that Directive and with Titles III and IV of Directive
75/268/EEC and to the objectives of the two Direc-
tives and to the need for a proper connection between
the various measures, the provisions existing in
Ireland for the implementation of the reform of agri-
cultural structures pursuant to Directive 72/159/EEC
continue, having regard to the abovementioned
amendments, to satisfy the conditions for financial
contribution by the Community;

Whereas the abovementioned amendments are in
accordance with the conditions and objectives of
Directive 72/159/EEC and of Titles III and IV of
Directive 75/268/EEC;

Whereas under Article 4 (6) of Directive 72/159/EEC
Member States may be authorized for certain regions
to specify a period longer than six years for the imple-
mentation of a farm development plan;

Whereas the abovementioned amendments provide
that in certain exceptional cases in the less-favoured
areas in Ireland the duration of the development plan
may be fixed at not more than eight years;

Whereas the EAGGF Committee has been consulted
on the financial aspects;

Whereas the measures provided for in this Decision
are in accordance with the opinion of the Standing
Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

The provisions existing in Ireland for the implementa-
tion of the reform of agricultural structures pursuant
to Directive 72/159/EEC continue, having regard to
the amendments of 25 August 1976 to the farm
modernization scheme, to satisfy the conditions for
financial contribution by the Community to common
measures as referred to in Article 15 of Directive
72/159/EEC.

Article 2

The Government of Ireland is hereby authorized to
extend the duration of farm development plans in less-
favoured areas within the meaning of Directive
75/268/EEC, under the conditions laid down in Part

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽²⁾ OJ No L 128, 19. 5. 1975, p. 1.

II (8) (d) of the farm modernization scheme, to not more than eight years.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

Article 3

This Decision is addressed to Ireland.

COMMISSION DECISION**of 23 November 1977****on the implementation of the reform of agricultural structures in the Kingdom of Denmark pursuant to Directive 72/159/EEC****(Only the Danish text is authentic)****(77/772/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽¹⁾, as amended by Directive 76/837/EEC⁽²⁾, and in particular Article 18 (3) thereof,

Whereas on 27 June, 10 August and 6 September 1977 the Government of the Kingdom of Denmark forwarded, pursuant to Article 17 (4) of Directive 72/159/EEC;

- the Ministry of Agriculture order No 192 of 12 May 1977 amending the order concerning incentives for farm modernization,
- the Ministry of Agriculture order No 193 of 12 May 1977 amending the order concerning aids to encourage the keeping of accounts on farms,
- the Ministry of Agriculture order No 387 of 7 July 1977 amending the order concerning incentives for farm modernization,
- the Ministry of Agriculture order No 361 of 28 June 1977 amending the order concerning aids to encourage the keeping of accounts on farms;

Whereas pursuant to Article 18 (3) of Directive 72/159/EEC, the Commission must decide whether, having regard to the abovementioned provisions, the existing provisions in the Kingdom of Denmark for the implementation of Directive 72/159/EEC continue to satisfy the conditions for financial contribution by the Community towards common measures within the meaning of Article 15 of Directive 72/159/EEC;

Whereas the abovementioned provisions satisfy the conditions and objectives of Directive 72/159/EEC;

Whereas the EAGGF has been consulted on the financial aspects;

Whereas this Decision is in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

Having regard to Ministry of Agriculture orders No 192 and No 193 of 12 May 1977, Ministry of Agriculture order No 387 of 7 July 1977 and Ministry of Agriculture order No 361 of 28 June 1977, the provisions for the implementation of the reform of agricultural structures in the Kingdom of Denmark pursuant to Directive 72/159/EEC, as set out in Commission Decision 75/316/EEC, continue to satisfy the conditions for financial contribution by the Community towards common measures within the meaning of Article 15 of Directive 72/159/EEC.

Article 2

This Decision is addressed to the Kingdom of Denmark.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽²⁾ OJ No L 302, 4. 11. 1976, p. 19.

COMMISSION DECISION

of 23 November 1977

on the implementation of the reform of agricultural structures in France
pursuant to Directive 75/268/EEC

(Only the French text is authentic)

(77/773/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 72/159/EEC of 17
April 1972 on the modernization of farms⁽¹⁾, and in
particular Article 18 (3) thereof,

Having regard to Council Directive 75/268/EEC of 28
April 1975 on mountain and hill farming and farming
in certain less-favoured areas⁽²⁾, and in particular
Article 13 thereof,

Whereas the French Government, pursuant to Article
17 (4) of Directive 72/159/EEC and Article 13 of
Directive 75/268/EEC, has notified the following provi-
sions :

- decree No 77-566 of 3 June 1977 on mountain
and hill farming and farming in certain less-
favoured areas,
- the order of 3 June 1977 on aid granted to certain
categories of farmers in less-favoured areas ;

Whereas pursuant to Article 18 (3) of Directive
72/159/EEC and to Article 13 of Directive
75/268/EEC, the Commission must decide whether,
having regard to the compatibility of the provisions
notified with the said Directives and to the objectives
of those Directives and to the need for a proper
connection between the various measures, the provi-
sions notified comply with the Directives and thus
satisfy the conditions for financial contribution by the
Community to the measure defined in Title II of
Directive 75/268/EEC and whether the provisions
existing in France for the implementation of the
reform of agricultural structures pursuant to Directive
72/159/EEC continue, having regard to the abovementioned provisions, to satisfy the conditions for financial contribution by the Community ;

Whereas Articles 8 to 13 of decree No 77-566 and the
abovementioned order of 3 June 1977 are in accor-
dance with the conditions and objectives of Title II of
Directive 75/268/EEC ;

Whereas Articles 14 to 20 of decree No 77-566 are in
accordance with the conditions and objectives of
Titles III and IV of Directive 75/268/EEC ;

Whereas the EAGGF Committee has been consulted
on the financial aspects ;

Whereas this Decision is in accordance with the
opinion of the Standing Committee on Agricultural
Structure,

HAS ADOPTED THIS DECISION :

Article 1

Articles 8 to 13 of decree No 77-566 of 3 June 1977
on mountain and hill farming and farming in certain
less-favoured areas and the order of 3 June 1977 on
aid granted to certain categories of farmers in less-
favoured areas satisfy the conditions for financial
contribution by the Community to the common
measure referred to in Article 13 of Directive
75/268/EEC.

Article 2

The provisions existing in France for implementation
of the reform of agricultural structures pursuant to
Directive 72/159/EEC continue, having regard to
Articles 14 to 20 of decree No 77-566 of 3 June 1977
on mountain and hill farming and farming in certain
less-favoured areas, to satisfy the conditions for finan-
cial contribution by the Community to the common
measure referred to in Article 15 of Directive
72/159/EEC.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽²⁾ OJ No L 128, 19. 5. 1975, p. 1.

COMMISSION DECISION

of 23 November 1977

authorizing the formation of Framtek, a vehicle-springs manufacturing company

(Only the Italian text is authentic)

(77/774/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 66 thereof,

Having regard to High Authority Decision 24-54 of 6 May 1954 laying down in implementation of Article 66 (1) of the Treaty a Regulation on what constitutes control of an undertaking⁽¹⁾,

Having regard to the application made by Fiat SpA, Turin, on 12 July 1977,

Having obtained the views of the Italian Government,

Whereas :

1. Fiat SpA, Turin, is a steel-producing undertaking covered by Article 80 of the Treaty, with a capital of Lit 165 000 million.

2. Fram SpA, Turin, is a spring manufacturer with a capital of Lit 400 million, with an 87 % holding in the capital of Fram-Lugano, a Swiss spring manufacturer.

3. Under the terms of an agreement entered into on 15 March 1977, which is not to take effect until authorized by the Commission, Fiat and Fram propose to transfer all their vehicle springs business to a newly-formed company, Framtek.

4. Fiat is to contribute 70 % and Fram 30 % of Framtek's initial capital of Lit 1 million; the capital is eventually to be raised to Lit 5 000 million, Fiat and Fram still contributing in the same ratio.

5. The board of directors of Framtek will be composed of seven members, of whom four will be appointed by Fiat and three by Fram. By virtue of its

70 % holding in Framtek's capital and its majority on the board of directors, Fiat will be able to determine the company's policy alone and will therefore be in a position to exercise control over Framtek within the meaning of Decision 24-54. The operation will therefore bring about a concentration within the meaning of Article 66 (1) between Fiat and Framtek.

6. In 1975 Fiat produced 24 408 tonnes of vehicle-spring steel, representing 18.2 % of Italian production and 5.9 % of Community production of this type of steel.

7. Fiat uses 72 % of its output of vehicle-spring steel in its own factories, the other 28 % going to Fram.

8. In 1975 Fram processed nearly 8 000 tonnes of vehicle-spring steel, almost all of which came from Fiat, and 70 % of its output of springs, which in 1975 totalled 7 230 tonnes, was delivered to Fiat.

9. The operation in question will have no effect on Fiat's potential sales of vehicle-spring steel, since Fiat is already Fram's supplier.

10. There are other producers of vehicle-spring steel on the Italian market, accounting for 82 % of the country's production of this type of steel.

11. In view of the foregoing, the operation in question will not give to the undertakings concerned the power to determine prices, to control or restrict production or distribution, or to hinder effective competition in a substantial part of the market in vehicle springs, or to evade the rules of competition instituted under the Treaty, in particular by establishing an artificially privileged position involving substantial advantage in access to supplies or markets.

12. The operation therefore satisfies the tests for authorization laid down in Article 66 (2) and may be authorized,

⁽¹⁾ OJ of the ECSC, 11. 5. 1954, p. 345/54.

HAS ADOPTED THIS DECISION :

Article 2

This decision is addressed to Fiat SpA, Turin, and Fram SpA, Turin.

Article 1

Done at Brussels, 23 November 1977.

For the Commission

Raymond VOUEL

Member of the Commission

The formation of Framtek SpA, 70 % of whose capital is to be held by Fiat and 30 % by Fram, is hereby authorized.

COMMISSION DECISION

of 23 November 1977

fixing the maximum amount of the export refund for the 17th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77

(77/775/EEC)

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 1110/77 ⁽²⁾, and in particular Article 19 (4) thereof,

Whereas Commission Regulation (EEC) No 1634/77 of 19 July 1977 on a standing invitation to tender to determine export refunds for white sugar ⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar;

Whereas, pursuant to Article 4 (3) of Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar ⁽⁴⁾, as last amended by Regulation (EEC) No 1489/76 ⁽⁵⁾, the maximum amount of the refund is fixed for partial invitations to tender within three working days following the expiry of the time limit for the submission of tenders;

Whereas, when the maximum amount of the refund is being calculated, account must be taken of the supply situation and prices within the Community, prices and potential outlets on the world market and costs incurred in exporting sugar;

Whereas, following an examination of the tenders submitted in response to the 17th partial invitation to tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 17th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 is hereby fixed at 22.439 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 134, 28. 5. 1977, p. 1.

⁽³⁾ OJ No L 181, 21. 7. 1977, p. 35.

⁽⁴⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁵⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION

of 23 November 1977

fixing the maximum amount of the export refund for the 13th partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77

(77/776/EEC)

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 1110/77⁽²⁾, and in particular Article 19 (4) thereof,

Whereas Commission Regulation (EEC) No 1790/77 of 2 August 1977 on a standing invitation to tender to determine export refunds for raw beet sugar⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar;

Whereas, pursuant to Article 4 (3) of Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽⁴⁾, as last amended by Regulation (EEC) No 1489/76⁽⁵⁾, the maximum amount of the refund is fixed for partial invitations to tender within three working days following the expiry of the time limit for the submission of tenders;

Whereas, when the maximum amount of the refund is being calculated, account must be taken of the supply situation and prices within the Community, prices and potential outlets on the world market and costs incurred in exporting sugar;

Whereas, following an examination of the tenders submitted in response to the 13th partial invitation to tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 13th partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77 is hereby fixed at 18.989 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 134, 28. 5. 1977, p. 1.

⁽³⁾ OJ No L 197, 4. 8. 1977, p. 11.

⁽⁴⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁵⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION

of 23 November 1977

fixing the maximum price of white sugar to be supplied to UNRWA for the first partial invitation to tender issued under Regulation (EEC) No 2483/77

(77/777/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1034/76 of 30 April 1976 on the supply of white sugar to UNRWA as food aid⁽¹⁾, and in particular Article 1 (3) and (4) thereof,

Having regard to Commission Regulation (EEC) No 2483/77 of 10 November 1977 on a standing invitation to tender for the mobilization of Community white sugar for UNRWA as food aid⁽²⁾, and in particular Article 11 thereof,

Whereas Commission Regulation (EEC) No 2483/77 requires Member States to issue a standing invitation to tender relating to the respective price of four lots of white sugar of Grade 1—Lot A 1 of 500 tonnes, Lot A 2 of 815 tonnes, Lot A 3 of 2 265 tonnes and Lot A 4 of 2 522 tonnes — produced and put into free circulation in the Community, to be supplied to UNRWA; whereas the sugar must be supplied on quayside or lighter, at the specified ports of destination, packed in new jute bags as the case may be, of a minimum weight of 450 or 420 grams respectively, lined inside with polyethylene of a minimum thickness of 0.04 or 0.05 mm and a net content of 50 kilograms; whereas an examination of tenders received, after taking into account the adjustment referred to in Article 8 (3) of Regulation (EEC) No 2483/77, leads

for the first partial invitation to tender to the fixing specified in Article 1;

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

HAS ADOPTED THIS DECISION:

Article 1

For the first partial invitation to tender issued under Regulation (EEC) No 2483/77, for which the period for the submission of tenders expired on 23 November 1977, the maximum price is hereby fixed:

- for Lot A 1 at 198 835.39 units of account,
- for Lot A 2 at 328 800.55 units of account,
- for Lot A 3 at 920 145.12 units of account,
- for Lot A 4 at 1 002 576.80 units of account.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 23 November 1977.

For the Commission

Finn GUNDELACH

Vice-President

(¹) OJ No L 118, 5. 5. 1976, p. 1.

(²) OJ No L 287, 11. 11. 1977, p. 15.