

Official Journal

of the European Communities

ISSN 0378-6978

L 64

Volume 21

7 March 1978

English edition

Legislation

Contents

I Acts whose publication is obligatory

- Commission Regulation (EEC) No 459/78 of 6 March 1978 fixing the import levies on cereals and on wheat or rye flour groats and meal 1
- Commission Regulation (EEC) No 460/78 of 6 March 1978 fixing the premiums to be added to the import levies on cereals, flour and malt 3
- Commission Regulation (EEC) No 461/78 of 6 March 1978 fixing additional amounts for egg products 5
- Commission Regulation (EEC) No 462/78 of 6 March 1978 fixing additional amounts for poultrymeat products 7
- Commission Regulation (EEC) No 463/78 of 6 March 1978 fixing additional amounts for live and slaughtered poultry 9
- ★ Commission Regulation (EEC) No 464/78 of 6 March 1978 re-establishing the levying of the customs duties on plaints and similar products of plaiting materials, for all uses, etc., falling within heading No ex 46.02 originating in South Korea, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2705/77 apply 11
- ★ Commission Regulation (EEC) No 465/78 of 6 March 1978 re-establishing the levying of the customs duties on other made up textile articles (including dress patterns) other than of jute, other than textile bast fibres of heading No 57.03 or coir falling within heading No ex 62.05 originating in developing countries to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2706/77 apply 13
- ★ Commission Regulation (EEC) No 466/78 of 6 March 1978 re-establishing the levying of customs duties on nets and netting made of twine, cordage or rope, etc., falling within heading No 59.05 originating in the Philippines, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2706/77 apply 14

Contents (continued)

Commission Regulation (EEC) No 467/78 of 6 March 1978 introducing a countervailing charge on cucumbers originating in Greece, Spain and Romania	15
Commission Regulation (EEC) No 468/78 of 6 March 1978 fixing the import levies on white sugar and raw sugar	17
Commission Regulation (EEC) No 469/78 of 6 March 1978 altering the import levies on products processed from cereals and rice	18
II <i>Acts whose publication is not obligatory</i>	
Commission	
78/207/EEC :	
★ Commission Decision of 16 January 1978 authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's woven shirts of mixed synthetic textile fibres, falling within heading No ex 61.03 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States	20
78/208/EEC :	
★ Commission Decision of 27 January 1978 authorizing the French Republic not to apply Community treatment to bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States	22
78/209/EEC :	
Commission Decision of 27 January 1978 specifying the extent to which applications lodged during the month of January 1978 for import licences in respect of young male bovine animals for fattening may be accepted	23
78/210/EEC :	
★ Commission Decision of 27 January 1978 authorizing the French Republic to permit temporarily the marketing of seed not complying with requirements of Directive 66/401/EEC	24
78/211/EEC :	
★ Commission Decision of 27 January 1978 authorizing the French Republic to permit temporarily the marketing of seed not complying with requirements of Directive 66/401/EEC	25
78/212/EEC :	
Commission Decision of 27 January 1978 fixing the minimum selling prices for butter for the 67th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 232/75	26
78/213/EEC :	
★ Commission Decision of 31 January 1978 authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to cartridges for smooth-base sporting guns, falling within heading No ex 93.07 of the Common Customs Tariff, originating in Czechoslovakia and in free circulation in the other Member States	28

(Continued on inside back cover)

Contents (continued)

78/214/EEC :

★ Commission Decision of 31 January 1978 authorizing the French Republic not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, of synthetic and regenerated textile fibres, falling within heading No ex 60.02 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States 29

78/215/EEC :

Commission Decision of 1 February 1978 fixing the maximum amount of the export refund for the 26th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 31

78/216/EEC :

Commission Decision of 2 February 1978 fixing the maximum export refund on barley pursuant to the invitation to tender issued under Regulation (EEC) No 1931/77 32

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 459/78**of 6 March 1978****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 organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽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 Regula-
tion (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 7 March
1978.

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

Done at Brussels, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 6 March 1978 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./tonne)		
CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	91.55
10.01 B	Durum wheat	117.91 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	79.90 ⁽⁶⁾
10.03	Barley	84.03
10.04	Oats	78.96
10.05 B	Maize, other than hybrid maize for sowing	79.96 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	82.00 ⁽⁴⁾
10.07 C	Grain sorghum	88.65 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	139.95
11.01 B	Rye flour	123.63
11.02 A I a)	Durum wheat groats and meal	194.58
11.02 A I b)	Common wheat groats and meal	149.92

⁽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 460/78

of 6 March 1978

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 2560/77 ⁽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 7 March
1978.

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

Done at Brussels, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 6 March 1978 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	Current 3	1st period 4	2nd period 5	3rd period 6
10.01 A	Common wheat, and meslin	0	2.23	2.23	3.20
10.01 B	Durum wheat	0	14.77	14.77	15.05
10.02	Rye	0	1.30	1.30	1.30
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	0.81	0.81	0.81
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	3.11	3.11	4.48

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 3	1st period 4	2nd period 5	3rd period 6	4th period 7
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	3.97	3.97	5.70	5.70
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	2.97	2.97	4.26	4.26
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 461/78
of 6 March 1978
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⁾, as amended by Regulation (EEC) No 368/76⁽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, 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⁽⁵⁾, 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, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 2.

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

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No L 130, 31. 5. 1969, p. 4.

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

CCT heading No	Description	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	25.00	All imports ⁽¹⁾
	b) Egg yolks :		
	1. Liquid	10.00	All imports ⁽¹⁾
	2. Frozen	20.00	All imports ⁽¹⁾
	3. Dried	100.00	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 462/78
of 6 March 1978
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, 6 March 1978.

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	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	20.00	Origin : Israel
	II. Unboned (bone-in) :		
	e) Legs and cuts of legs :		
	2. Of turkeys :		
	aa) Drumsticks and cuts of drumsticks	40.00	All imports
	bb) Other	40.00	Origin : Israel
	3. Other poultry	10.00	Origin : United States of America

COMMISSION REGULATION (EEC) No 463/78
of 6 March 1978
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 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, 6 March 1978.

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.

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

CCT heading No	Description	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 : A. Whole poultry : I. Fowls : a) Plucked and gutted, with heads and feet, known as '83 % chickens' b) Plucked and drawn, without heads and feet but with hearts, livers and gizzards, known as '70 % chickens' c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens' B. Poultry cuts (excluding offals) : II. Unboned (bone-in) : a) Halves or quarters : 1. Of fowls	 15·00 15·00 15·00 15·00	 Origin : Spain Origin : Spain Origin : Spain Origin : Spain

COMMISSION REGULATION (EEC) No 464/78

of 6 March 1978

re-establishing the levying of the customs duties on plaits and similar products of plaiting materials, for all uses, etc., falling within heading No ex 46.02 originating in South Korea, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2705/77 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2705/77 of 28 November 1977 establishing preferential tariffs in respect of certain products originating in developing countries ⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) and (4) of that Regulation provides that the customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A to the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1975 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 225 % of the preferential ceiling open for 1976;

Whereas, having regard to that ceiling, the amounts for products originating in any one of the countries or territories listed in Annex B to that Regulation should be within a maximum Community amount representing 50 % of that ceiling, with the exception of certain products for which the maximum amount is to be reduced to the percentage indicated in Annex A to that Regulation; whereas, for these products, this reduced percentage will be 30 %;

Whereas Article 2 (2) and (3) of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question originating in any of the said countries or territories — with the exception of those listed in Annex C to the same Regulation — once the relevant Community amount has been reached;

⁽¹⁾ OJ No L 324, 19. 12. 1977, p. 23.

Whereas, in respect of plaits and similar products of plaiting materials, for all uses, etc., falling within heading No ex 46.02, the ceiling, calculated as indicated above, should be 6 511 000 units of account, and therefore the maximum amount is 1 953 300 units of account; whereas on 28 February 1978, the amounts of imports into the Community of plaits and similar products of plaiting materials, for all uses, etc., falling within heading No ex 46.02, originating in South Korea, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 2705/77 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to South Korea,

HAS ADOPTED THIS REGULATION:

Article 1

As from 10 March 1978, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2705/77, shall be re-established in respect of the following products, imported into the Community and originating in South Korea:

CCT heading No	Description
ex 46.02	Plaits and similar products of plaiting materials, for all uses, whether or not assembled into strips, other than those of unspun vegetable materials; plaiting materials bound together in parallel strands or woven in sheet form, including matting, mats and screens; straw envelopes for bottles ⁽¹⁾

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, 6 March 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION REGULATION (EEC) No 465/78

of 6 March 1978

re-establishing the levying of customs duties on other made up textile articles (including dress patterns) other than of jute, other than textile bast fibres of heading No 57.03 or coir falling within heading No ex 62.05 originating in developing countries to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2706/77 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2706/77 of 28 November 1977 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

Whereas Article 2 (1) of that Regulation provides that customs duties may, for each category of products listed in Annex C to that Regulation, be suspended up to a Community ceiling equal to 87 % of the sum arrived at by adding together the tonnage of the products in question, imported into the Community in 1968 and coming from countries listed in Annex D, but not including products coming from countries already covered by various preferential tariff arrangements established by the Community, and 5 % of the 1970 tonnage of such imports coming from other countries and from countries already covered by such arrangements; whereas Article 3 (1) of that Regulation provides that the levying of customs duties may be re-established any time the Community ceiling has been reached;

Whereas, in respect of other made up textile articles (including dress patterns) other than of jute, other than textile bast fibres of heading No 57.03 or coir, the ceiling, calculated as indicated above, should be 166 tonnes; whereas on 1 March 1978 the amounts of

imports into the Community of the products in question, originating in countries covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 2706/77, which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

As from 10 March 1978, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2706/77, shall be re-established in respect of the following products, imported into the Community:

CCT heading No	Description
ex 62.05	Other made up textile articles (including dress patterns) other than of jute, other than textile bast fibres of heading No 57.03 or coir

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, 6 March 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 324, 19. 12. 1977, p. 67.

COMMISSION REGULATION (EEC) No 466/78
of 6 March 1978

re-establishing the levying of customs duties on nets and netting made of twine, cordage or rope, etc., falling within heading No 59.05 originating in the Philippines, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2706/77 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2706/77 of 28 November 1977 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

Whereas Article 2 (1) and (3) of that Regulation provides that customs duties may, for each category of products listed in Annex C to that Regulation, be suspended up to a Community ceiling equal to 87 % of the sum arrived at by adding together the value of the products in question, in tonnes, imported into the Community in 1968 and coming from countries listed in its Annex D, but not including products coming from countries already covered by various preferential tariff arrangements established by the Community, and 5 % of the 1970 tonnage of such imports coming from other countries and from countries already covered by such arrangements; whereas, having regard to that ceiling, the amounts for products originating in any one of the countries listed in Annex D should be within a maximum Community amount representing 50 % of that ceiling, with the exception of certain products for which the maximum amount is to be reduced to the percentage indicated in Annex C to the abovementioned Regulation;

Whereas Article 3 (2) of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question originating in any of the said countries and territories, with exception of countries listed in its Annex E, once the relevant Community maximum amount has been reached;

Whereas, in respect of nets and netting made of twine, cordage or rope, etc., falling within heading No 59.05, the ceiling, calculated as indicated above, should be 25 tonnes and therefore the maximum amount is 12.5 tonnes; whereas on 28 February 1978 the amounts of imports into the Community of nets and netting made of twine, cordage or rope, etc., falling within heading No 59.05, originating in the Philippines, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 2706/77 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to the Philippines,

HAS ADOPTED THIS REGULATION:

Article 1

As from 10 March 1978, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2706/77, shall be re-established in respect of the following products, imported into the Community and originating in the Philippines:

CCT heading No	Description
59.05	Nets and netting made of twine, cordage or rope, and made up fishing nets of yarn, twine, cordage or rope

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, 6 March 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 324, 19. 12. 1977, p. 67.

COMMISSION REGULATION (EEC) No 467/78

of 6 March 1978

introducing a countervailing charge on cucumbers originating in Greece, Spain and Romania

THE COMMISSION 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 second subparagraph of Article 27 (2) thereof,

Whereas Article 25 (1) of Regulation (EEC) No 1035/72 provides that, if the entry price of a product imported from a third country remains at least 0.50 unit of account below the reference price for two consecutive market days, a countervailing charge must be introduced in respect of the exporting country concerned, save in exceptional circumstances;

Whereas Commission Regulation (EEC) No 244/78 of 6 February 1978 fixing for the months February to April 1978 the reference price for cucumbers⁽³⁾, fixed the reference price for Class I products at 62.63 units of account per 100 kilograms for the month of March 1978;

Whereas the entry price for a given exporting country is equal to the lowest representative prices recorded for at least 30 % of the quantities from the exporting country concerned which are marketed on all representative markets for which prices are available, less the duties and the charges indicated in Article 24 (3) of Regulation (EEC) No 1035/72; whereas the meaning of representative markets is defined in Article 24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 385/75⁽⁵⁾, the prices to be taken into

consideration must be recorded on the representative markets or, in certain circumstances, on other markets; whereas it is necessary to multiply the prices with the coefficients fixed in the first indent of Article 1 (2) of Regulation (EEC) No 244/78;

Whereas for Romanian cucumbers the entry prices calculated in this way have remained at least 0.50 unit of account below the reference price for two consecutive market days; whereas a countervailing charge has therefore to be introduced for these cucumbers;

Whereas Commission Regulation (EEC) No 426/78 of 28 February 1978⁽⁶⁾, has introduced a countervailing charge on cucumbers originating in Greece;

Whereas Commission Regulation (EEC) No 445/78 of 2 March 1978⁽⁷⁾ introduced a countervailing charge on cucumbers originating in Spain;

Whereas the entry prices available at present for these three exporting countries allow the application of one charge, equal to the difference between the reference price and the arithmetic mean of the average entry prices established for each exporting country; whereas Commission Regulations (EEC) No 426/78 and (EEC) No 445/78 should therefore be repealed;

Whereas, if the system is to operate normally, it should be calculated for the entry price 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,

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 37, 7. 2. 1978, p. 11.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 44, 18. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 59, 1. 3. 1978, p. 41.

⁽⁷⁾ OJ No L 61, 3. 3. 1978, p. 8.

HAS ADOPTED THIS REGULATION :

2. Regulations (EEC) No 426/78 and (EEC) No 445/78 are hereby repealed.

Article 1

1. A countervailing charge of 8.57 units of account per 100 kilograms net is applied to cucumbers falling within subheading ex 07.01 P of the Common Customs Tariff and originating in Greece, Spain and Romania.

Article 2

This Regulation shall enter into force on 8 March 1978.

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

Done at Brussels, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 468/78

of 6 March 1978

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 organ-
ization of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽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 446/78⁽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 7 March
1978.

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

Done at Brussels, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 161, 1. 7. 1977, p. 9.

⁽⁴⁾ OJ No L 61, 3. 3. 1978, p. 10.

ANNEX

to the Commission Regulation of 6 March 1978 fixing the import levies on white sugar
and raw sugar

(u.a. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	25.20
	B. Raw sugar	20.94 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 469/78

of 6 March 1978

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 2560/77 ⁽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 397/78 ⁽⁵⁾, as last amended by Regulation (EEC) No 437/78 ⁽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 last amended by Regulation (EEC) No 2560/77, as fixed in the Annex to amended Regulation (EEC) No 397/78 are hereby altered as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 7 March 1978.

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

Done at Brussels, 6 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 303, 28. 11. 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 58, 28. 2. 1978, p. 18.
(6) OJ No L 60, 2. 3. 1978, p. 13.

(7) OJ No L 168, 25. 6. 1974, p. 7.
(8) OJ No L 281, 1. 11. 1975, p. 65.

ANNEX

to the Commission Regulation of 6 March 1978 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
07.06 A	15.07 ⁽¹⁾	13.57 ⁽¹⁾⁽⁵⁾
11.01 C ⁽²⁾	155.73	150.73
11.02 A III ⁽²⁾	155.73	150.73
11.02 B I a) 1 ⁽²⁾	136.48	133.98
11.02 B I b) 1 ⁽²⁾	136.48	133.98
11.02 C III ⁽²⁾	214.35	209.35
11.02 D III ⁽²⁾	87.91	85.41
11.02 E I a) 1 ⁽²⁾	87.91	85.41
11.02 E I b) 1 ⁽²⁾	172.48	167.48
11.02 F III ⁽²⁾	155.73	150.73
11.04 C I	17.57	12.07 ⁽⁵⁾
11.07 A II a)	158.06 ⁽⁴⁾	149.06
11.07 A II b)	120.37	111.37
11.07 B	138.80 ⁽¹⁾	129.80

⁽¹⁾ This levy is limited to 6 ‰ of the value for customs purposes.

⁽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 heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polametric 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.

⁽⁴⁾ In accordance with Regulation (EEC) No 1180/77 this levy is reduced by 0.45 u.a./100 kg for products originating in Turkey.

⁽⁵⁾ In accordance with Regulation (EEC) No 706/76 the levy shall not be charged on the following products originating in the countries and territories:

- arrowroot falling within subheading ex 07.06 A,
- flours and meal of arrowroot falling within subheadings ex 11.04 C I, ex 11.04 C II a) and b),
- arrowroot falling within subheading ex 11.08 A V.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 16 January 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's woven shirts of mixed synthetic textile fibres, falling within heading No ex 61.03 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/207/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 10 January 1978 by the Governments of the Benelux countries to the Commission by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization not to apply Community treatment to men's woven shirts of mixed synthetic textile fibres, falling within heading No ex 61.03 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States,

Whereas imports into the Community of the products in question originating in Taiwan are subject to a Community quantitative quota, allocated among the Member States, established by Commission Regulation (EEC) No 3020/77 of 30 December 1977 on the arrangements for imports of certain textile products originating in Taiwan;

Whereas, since it was not possible when the Community quota was opened to achieve full alignment of

the import arrangements previously applied in the Member States, the above Regulation provides, as a temporary measure, for a derogation from the principle of equal and continuous access for all importers to Community quotas by stipulating that the quota in question need be adjusted only progressively to the supply requirements of the markets;

Whereas for this reason the allocation of the quota in question still involves certain disparities in the quota shares fixed for the various Member States in relation to the supply requirements of the markets concerned;

Whereas, according to information supplied by the Governments of the Benelux countries, there are serious economic difficulties in the sector in question, resulting in a progressive decline of production and a constant reduction of the number of workers employed;

Whereas these economic difficulties are caused largely by unequal conditions of competition with certain countries (including Taiwan), whereby such countries are enabled to export at prices lower than those of producers in the Benelux countries;

Whereas it is not possible at the present time to set in motion the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given, for a limited period, for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION :

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to men's woven shirts of mixed synthetic textile fibres, falling within heading No ex 61.03 of the Common Customs Tariff where they originate in Taiwan and

are in free circulation in the other Member States, and in respect of which applications for import licences lodged after 1 January 1978 are, on the date of this Decision, pending with the Benelux authorities.

Article 2

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 16 January 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION**of 27 January 1978**

authorizing the French Republic not to apply Community treatment to bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States

(Only the French text is authentic)

(78/208/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 23 January 1978 by the French Government to the European Communities, for authorization not to apply Community treatment to bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas for the products in question France, while awaiting the opening of the quota fixed by the Council Decision of 20 December 1977, does not allow any imports directly from the People's Republic of China ;

Whereas, according to information supplied by the French Government, the industry manufacturing the products in question is facing economic difficulties, resulting in a drop in production ;

Whereas the realization of the imports that motivated the application is likely to obstruct the commercial policy measures currently being applied by France because of difficulties in the industrial sector concerned ;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States ;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to imports of bed linen, table linen, toilet linen and kitchen linen, falling within heading No ex 62.02 of the Common Customs Tariff, where they originate in the People's Republic of China and are in free circulation in the other Member States and in respect of which applications for import licences lodged after 10 January 1978 are, on the date of this Decision, pending with the French authorities.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 27 January 1978.

For the Commission

Wilhelm HAFFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 27 January 1978

specifying the extent to which applications lodged during the month of January 1978 for import licences in respect of young male bovine animals for fattening may be accepted

(78/209/EEC)

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 amended by Regulation (EEC) No 425/77⁽²⁾, and in particular Article 13 (4) (a) thereof,

Whereas Commission Regulation (EEC) No 2902/77 of 22 December 1977⁽³⁾ fixed the quantity of young male bovine animals which may be imported on special terms during the first quarter of 1978; whereas, having regard to the applications for import licences lodged by each of the categories of applicant referred to in that Regulation, such licences should be issued as provided below;

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

HAS ADOPTED THIS DECISION:

Article 1

Import licences for young male bovine animals for fattening in respect of which applications were lodged between 1 and 10 January 1978 shall be issued as follows:

1. The quantities requested in Italy:

(a) for animals of 220 to 300 kilograms *per capita* live weight coming from Yugoslavia:

(aa) by agricultural producers or their organizations shall be reduced by 65.05 %,

(bb) by other applicants shall be reduced by 87.76 %;

(b) for animals of up to 300 kilograms *per capita* live weight coming from other non-member countries:

(aa) by agricultural producers or their organizations shall be reduced by 75.21 %,

(bb) by other applicants shall be reduced by 91.09 %.

2. The quantities requested in the other Member States shall be allocated in full.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 27 January 1978.

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 338, 28. 12. 1977, p. 12.

COMMISSION DECISION

of 27 January 1978

authorizing the French Republic to permit temporarily the marketing of seed
not complying with requirements of Directive 66/401/EEC

(78/210/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 66/401/EEC of 14
June 1966 on the marketing of fodder plant seed ⁽¹⁾,
as last amended by Directive 75/444/EEC of 26 June
1975 ⁽²⁾, and in particular Article 17 thereof,

Having regard to the request made by the French
Republic,

Whereas in France the production of lucerne seed
complying with requirements of the said Directive has
been insufficient in 1977 and is not adequate to
supply the needs of that country;

Whereas it has not been possible to cover these needs
sufficiently by seed from other Member States or even
from third countries meeting all the requirements laid
down in the said Directive;

Whereas the French Republic should therefore be
authorized to permit, for a period expiring on 31 July
1978, the marketing of seed of the abovementioned
species of a category subject to less stringent require-
ments;

Whereas it appears also desirable to authorize other
Member States which are able to supply the French
Republic with this seed not complying with require-
ments of the Directive to permit the marketing of
such seed provided that it is intended exclusively for
France;

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

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized to permit, for the
period expiring on 31 July 1978, the marketing on its

territory of a maximum of 2 500 tonnes of lucerne
seed (*Medicago sativa* L.) of the category 'certified seed
of the first generation' which do not satisfy the
requirements with regard to minimum germination
capacity laid down in Annex II to Directive
66/401/EEC, provided that the following require-
ments are satisfied:

- (a) the germination capacity is at least 75 % of pure
seed;
- (b) the official label shall bear the following endorse-
ments:
 - 'minimum germination capacity 75 %',
 - 'intended exclusively for France'.

Article 2

The other Member States are authorized to permit,
subject to the conditions laid down in Article 1, the
marketing in their territories of a maximum of 2 500
tonnes of lucerne seed provided that such seed is
intended exclusively for France.

The official label shall state: 'intended exclusively for
France'.

Article 3

The Member States shall notify the Commission
before 31 December 1978 of the quantities of seed
marketed in their territories pursuant to this Decision.
The Commission shall inform the other Member
States thereof.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 27 January 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 196, 26. 7. 1975, p. 6.

COMMISSION DECISION

of 27 January 1978

authorizing the French Republic to permit temporarily the marketing of seed
not complying with requirements of Directive 66/401/EEC

(78/211/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 66/401/EEC of 14
June 1966 on the marketing of fodder plant seed⁽¹⁾,
as last amended by Directive 75/444/EEC of 26 June
1975⁽²⁾, and in particular Article 17 thereof,

Having regard to the request made by the French
Republic,

Whereas in France the production of birdsfoot trefoil
seed complying with requirements of the said Direc-
tive has been insufficient in 1977 and is not adequate
to supply the needs of that country;

Whereas it has not been possible to cover these needs
sufficiently by seed from other Member States or even
from third countries meeting all the requirements laid
down in the said Directive;

Whereas the French Republic should therefore be
authorized to permit, for a period expiring on 31 July
1978, the marketing of seed of the abovementioned
species of a category subject to less stringent require-
ments;

Whereas it appears also desirable to authorize other
Member States which are able to supply the French
Republic with this seed not complying with require-
ments of the Directive to permit the marketing of
such seed provided that it is intended exclusively for
France;

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

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized to permit, for a
period expiring on 31 July 1978, the marketing in its

territory of a maximum of 150 tonnes of birdsfoot
trefoil seed (*Lotus corniculatus* L.) of the category
'commercial seed' which does not satisfy the require-
ments laid down in Annex II to Directive
66/401/EEC with regard to minimum germination
capacity provided that the following requirements are
satisfied:

- (a) the germination capacity is at least 70 % of pure
seed;
- (b) the official label shall bear the following endorse-
ments:
 - 'minimum germination capacity 70 %',
 - 'intended exclusively for France'.

Article 2

The other Member States are authorized to permit,
subject to the conditions laid down in Article 1, the
marketing in their territories of a maximum of 150
tonnes of birdsfoot trefoil seed, provided that such
seed is intended exclusively for France.

The official label shall state: 'intended exclusively for
France'.

Article 3

The Member States shall notify the Commission
before 31 December 1978 of the quantities of seed
marketed in their territories pursuant to this Decision.
The Commission shall inform the other Member
States thereof.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 27 January 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 196, 26. 7. 1975, p. 6.

COMMISSION DECISION

of 27 January 1978

fixing the minimum selling prices for butter for the 67th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 232/75

(78/212/EEC)

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 6 (7) thereof,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream⁽³⁾, as last amended by Regulation (EEC) No 2714/72⁽⁴⁾, and in particular Article 7a thereof,

Whereas, pursuant to Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice-cream⁽⁵⁾, as last amended by Regulation (EEC) No 2904/77⁽⁶⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them ;

Whereas Article 9 of that Regulation provides that, in the light of the tenders received, a minimum selling price must be fixed which may vary according to the

use to which the butter is to be put and according to the fat content of the butter ; whereas, alternatively, a decision may be taken not to proceed with the invitation to tender ; whereas the amounts of the processing security must be fixed in the light of the difference between the minimum selling prices and the market prices of the butter ;

Whereas, in the light of the tenders received in response to the 67th individual invitation to tender, the minimum selling prices should be fixed at the level specified below and the processing securities determined accordingly ;

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

HAS ADOPTED THIS DECISION :

Article 1

For the 67th individual invitation to tender under Regulation (EEC) No 232/75, in respect of which the time limit for the submission of tenders expires on 24 January 1978, the minimum selling prices and the processing securities shall be as follows :

Use to which the butter is to be put (Article 6 (1) (c) of Regulation (EEC) No 232/75)	Fat content of the butter	Minimum selling price in u.a. per 100 kg of butter	Processing security in u.a. per 100 kg of butter
Formula A	82 % or more	88.00	167.00
	Less than 82 %	85.85	163.00
Formula B	82 % or more	130.00	125.00
	Less than 82 %	—	—

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

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

(3) OJ No L 169, 18. 7. 1968, p. 1.

(4) OJ No L 291, 28. 12. 1972, p. 15.

(5) OJ No L 24, 31. 1. 1975, p. 45.

(6) OJ No L 338, 28. 12. 1977, p. 16.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 27 January 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 31 January 1978**

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to cartridges for smooth-base sporting guns, falling within heading No ex 93.07 of the Common Customs Tariff, originating in Czechoslovakia and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/213/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 25 January 1978 by the Governments of the Benelux countries to the Commission of the European Communities by telex from the office of the Permanent Representative of the Kingdom of the Netherlands to the European Communities, for authorization not to apply Community treatment to cartridges for smooth-base sporting guns, falling within heading No ex 93.07 of the Common Customs Tariff, originating in Czechoslovakia and in free circulation in the other Member States,

Whereas for the products in question the Benelux countries, in accordance with the Council Decision of 20 December 1977, have opened in respect of Czechoslovakia an annual quota of 94 500 items;

Whereas, according to information supplied by the Governments of the Benelux countries, there are serious economic difficulties in the sector in question, caused largely by unequal conditions of competition with certain countries (including Czechoslovakia), whereby such countries are enabled to export at prices lower than those of producers in the Benelux countries;

Whereas indirect imports of the products in question, which would be in addition to those already effected, would be likely to aggravate these economic difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to cartridges for smooth-base sporting guns, falling within heading No ex 93.07 of the Common Customs Tariff where they originate in Czechoslovakia and are in free circulation in the other Member States and in respect of which applications for import licences were lodged after 12 January 1978.

Article 2

This Decision shall apply until new opportunities arise in the Benelux countries for the importation of the products in question from Czechoslovakia or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 31 January 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 31 January 1978

authorizing the French Republic not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, of synthetic and regenerated textile fibres, falling within heading No ex 60.02 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States

(Only the French text is authentic)

(78/214/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 26 January 1978 by the French Government to the Commission by telex from the office of its Permanent Representative to the European Communities, for authorization not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, of synthetic and regenerated textile fibres, falling within heading No ex 60.02 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States,

Whereas imports into the Community of the products in question originating in Taiwan are subject to a Community quantitative quota, allocated among the Member States, established by Commission Regulation (EEC) No 3020/77 of 30 December 1977 on rules for imports of certain textile products originating in Taiwan ⁽¹⁾;

Whereas, since it was not possible when the Community quota was opened to achieve full alignment of the import arrangements previously applied in the Member States, Regulation (EEC) No 3020/77 provides, as a temporary measure, for a derogation from the principle of equal and continuous access for all Community importers to Community quotas by stipulating that the allocation of the quota in question need only progressively be adjusted to the supply requirements of the markets;

Whereas for this reason this allocation of the quota in question still involves certain disparities in the quota shares fixed for the various Member States by reference to the supply requirements of the markets concerned;

Whereas, according to information supplied by the French Government, there are serious economic difficulties in this sector of textile industry, resulting in a progressive decline of production and a constant reduction of the number of workers employed in that sector;

Whereas these economic difficulties are caused largely by unequal conditions of competition with certain countries (including Taiwan), whereby such countries are enabled to export at prices lower than those of the French producers;

Whereas the indirect imports in question, which would be in addition to those already effected, would be likely to aggravate these economic difficulties;

Whereas it is not possible at the present time to set in motion the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given, for a limited period, for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down by the Commission Decision of 12 May 1971 ⁽²⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to imports of gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, of synthetic and regenerated textile fibres, falling within heading No ex 60.02 of the Common Customs Tariff, where they originate in Taiwan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 16 January 1978.

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

Article 2

Done at Brussels, 31 January 1978.

This Decision shall apply until new opportunities arise in the French Republic for the importation of the product in question from Taiwan and in any case not later than 31 December 1978.

Article 3

This Decision is addressed to the French Republic.

For the Commission

Wilhelm HAERKAMP

Vice-President

COMMISSION DECISION**of 1 February 1978****fixing the maximum amount of the export refund for the 26th partial invitation
to tender for white sugar issued under Regulation (EEC) No 1634/77**

(78/215/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 organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽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 Regula-
tion (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 submis-
sion 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 26th 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 Manage-
ment Committee for Sugar,

HAS ADOPTED THIS DECISION :

Article 1

The maximum amount of the export refund for the
26th partial invitation to tender for white sugar issued
under Regulation (EEC) No 1634/77 is hereby fixed at
21.150 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 1 February 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 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 2 February 1978

fixing the maximum export refund on barley pursuant to the invitation to tender issued under Regulation (EEC) No 1931/77

(78/216/EEC)

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 2560/77⁽²⁾,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Having regard to Commission Regulation (EEC) No 1931/77 of 26 August 1977 on an invitation to tender for the refund for the export of barley to Zones I, II, III, IV and VI⁽⁴⁾, as amended by Regulation (EEC) No 2723/77⁽⁵⁾,

Whereas in Regulation (EEC) No 1931/77 an invitation to tender was issued for the export refund on barley; whereas, according to the notice of invitation to tender⁽⁶⁾ accompanying that Regulation, the total quantity in respect of which the export refund may be fixed is approximately 1 750 000 tonnes;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75 of 4 February 1975 laying down detailed rules for the application of the system of tendering for export refunds on cereals⁽⁷⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Arti-

cles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1; whereas the quantities of barley in respect of which refunds are fixed amount to 169 500 tonnes;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on barley is hereby fixed on the basis of the tenders submitted by 2 February 1978 at 69.26 units of account per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 2 February 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 219, 27. 8. 1977, p. 5.

⁽⁵⁾ OJ No L 315, 9. 12. 1977, p. 14.

⁽⁶⁾ OJ No C 207, 30. 8. 1977, p. 7.

⁽⁷⁾ OJ No L 31, 5. 2. 1975, p. 8.