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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 781/78

of 17 April 1978

**concerning the arrangements applicable to trade in the agricultural sector
between the European Economic Community and Cyprus**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to the proposal from the Commission,

Whereas the Additional Protocol to the Agreement
establishing an association between the European
Economic Community and the Republic of Cyprus
signed on 15 September 1977 extends, until 31
December 1979, with certain supplementary
measures, the first stage of the abovementioned Agree-
ment ;

Whereas in a declaration annexed to the Final Act of
the Agreement the Community stated that it was
prepared to re-examine with the Republic of Cyprus
the provisions of the Agreement relating to agricul-
tural products, in the light of the result of work under-
taken with a view to a global approach to the Commu-
nity's relations with the Mediterranean countries, in
the course of which work the interests of Cyprus
should be taken into consideration ;

Whereas as a result of the negotiations for the conclu-
sion of the abovementioned Additional Protocol an
exchange of letters took place concerning agricultural
products, whereby the Community undertakes to use
its best endeavours to see that negotiations on agricul-
ture take place in good time to put into effect the
conclusions of these negotiations on 1 January 1978 ;
whereas, by Regulation (EEC) No 3018/77⁽¹⁾, the
Community has laid down autonomous preferential
arrangements for certain agricultural products origi-
nating in Cyprus, which were applicable until 31
March 1978 ;

Whereas from 1 April 1978 onwards certain agricul-
tural products are no longer covered by preferential
arrangements in trade with the Community ; whereas
provision should therefore be made for certain addi-
tional autonomous measures, of a short-term nature,
in order to avoid disturbance in trade in the products
in question pending the entry into force of a
Supplementary Protocol on agricultural products ;

Whereas equal and uninterrupted access to the
Community tariff quotas provided for in this Regula-
tion and uninterrupted application of the rates laid
down for those quotas to all imports of the products
concerned into all Member States until each quota has
been used up should in particular be ensured for all
Community importers ; whereas, having regard to the
abovementioned principles, the Community nature of
the quotas can be respected by allocating them among
the Member States ; whereas, in order to reflect more
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 to both the statistics of each
State's imports of the said goods from Cyprus over a
representative reference period and the economic
outlook for the quota period concerned ;

Whereas, however, neither Community nor national
statistics showing the breakdown for each of the types
of wines in question are available ; whereas, however,
it is to be anticipated that the greater part thereof will
be imported into two Member States ; whereas in
these circumstances the quota volumes should be allo-
cated in initial shares by reference to the probable
demand for these wines on the market of the various
Member States ;

Whereas, in order to take into account import trends
for the products concerned in the different Member
States, the quota amount should be divided into two
instalments, the first instalment being allocated

⁽¹⁾ OJ No L 355, 31. 12. 1977, p. 42.

among the Member States and the second instalment forming a reserve intended to cover the subsequent requirements of the Member States which have used up their initial quota shares; whereas, in order to ensure a certain degree of security to importers in each Member State, the first instalment of the Community quota should be determined at a level which, under present circumstances, may be 90 % of the quota amount;

Whereas the initial shares of the Member States may be used up at different times; whereas, in order to take this fact into account and avoid any break in continuity, it is important that any Member State having used up almost the whole of its initial share should draw an additional share from the reserve; whereas, this must be done by each Member State as and when each of its additional shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial and additional shares must be available for use until the end of the quota period; whereas this method of administration calls for close cooperation between Member States and the Commission, which must, in particular, be able to observe the extent to which the quota amount is used, and inform Member States thereof;

Whereas if, at a specified date in the quota period, a considerable balance remains in one or other Member State, it is essential that that Member State pays a large amount of it back into the reserve, in order to avoid a part of the tariff 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 Luxembourg are united in and represented by the Benelux Economic Union, all transactions concerning the administration of shares allocated to that economic union may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 April 1978, customs duties on imports into the Community of the products originating in Cyprus which are listed below shall be reduced by the percentage rates indicated for each of them:

CCT heading No	Description	Rate of reduction (%)
07.01	Vegetables, fresh or chilled:	
	F. Leguminous vegetables, shelled or unshelled:	
	II. Beans (of the species <i>Phaseolus</i>):	
	ex a) From 1 October to 30 June:	
	— From 1 to 30 April	60
	ex H. Onions, shallots and garlic:	
	— Onions, from 1 April to 15 May	60
	M. Tomatoes:	
	ex I. From 1 November to 14 May:	
	— From 1 to 15 April	60
	S. Sweet peppers	40
	ex T. Other:	
	— Aubergines, from 1 to 30 April	60
	— Stick celery, from 1 to 30 April	50
08.02	Citrus fruit, fresh or dried:	
	ex A. Oranges:	
	— Fresh	60
	ex B. Mandarins (including tangerines and satsumas); clementines, wilkings and other similar citrus hybrids:	
	— Fresh	60
	D. Grapefruit	80

CCT heading No	Description	Rate of reduction (%)
ex 08.09	Other fruit, fresh : — Melons, from 1 April to 31 May — Water melons, from 1 April to 15 June	50 50
12.03	Seeds, fruit and spores, of a kind used for sowing : E. Other (a)	60
12.08	Chicory roots, fresh or dried, whole or cut, unroasted ; locust beans, fresh or dried, whether or not kibbled or ground, but not further prepared ; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading : C. Locust bean seeds	100
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit : B. Other : II. Not containing added spirit : a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg : 2. Grapefruit segments ex 8. Other fruits : — Grapefruit b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less : 2. Grapefruit segments ex 8. Other fruits : — Grapefruit c) Not containing added sugar, in immediate packings of a net capacity : 1. Of 4.5 kg or more : ex dd) Other fruits : — Grapefruit segments — Grapefruit 2. Of less than 4.5 kg : ex bb) Other fruits and mixtures of fruit : — Grapefruit segments — Grapefruit	80 80 80 80 80 80 80 80

(a) This concession is solely for seeds complying with the provisions of the Directives on the marketing of seeds and plants.

CCT heading No	Description	Rate of reduction (%)
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit : A. Of a specific gravity exceeding 1.33 at 15 °C : III. Other : ex a) Of a value exceeding 30 u.a. per 100 kg net weight : — Orange juice 70 — Grapefruit juice 70 ex b) Of a value not exceeding 30 u.a. per 100 kg net weight : — Orange juice 70 — Grapefruit juice 70 B. Of a specific gravity of 1.33 or less at 15 °C : II. Other : a) Of a value exceeding 30 u.a. per 100 kg net weight : 1. Orange juice 70 2. Grapefruit juice 70 b) Of a value of 30 u.a. or less per 100 kg net weight : 1. Orange juice 70 2. Grapefruit juice 70	

Article 2

1. From 1 April to 15 May 1978, the Common Customs Tariff duty on new potatoes, falling within subheading ex 07.01 A II a) and originating in Cyprus shall be suspended at 5.2 % within the limit of a Community tariff quota of 25 000 tonnes.

2. From 16 May to 30 June 1978, the Common Customs Tariff duty on new potatoes, falling within subheading 07.01 A II b) and originating in Cyprus, shall be suspended at 7.3 % within the limit of a Community tariff quota of 75 000 tonnes.

3. The tariff quota referred to in paragraphs 1 shall constitute the Community reserves.

4. If a need for such products arises in a Member State that State shall draw an adequate share from the corresponding reserve to the extent that the reserves so permit.

5. The shares drawn pursuant to paragraph 4 shall be valid until 15 May and 30 June 1978 respectively.

Article 3

1. From 1 April to 15 May 1978, the Common Customs Tariff duty on carrots, falling within subheading ex 07.01 G II and originating in Cyprus, shall be suspended at 6.8 % within the limit of a Community tariff quota of 2 200 tonnes.

2. The tariff quota referred to in paragraph 1 shall constitute the Community reserve.

3. If a need for such products arises in a Member State that State shall draw an adequate share from the reserve to the extent that the reserves so permit.

4. The shares drawn pursuant to paragraph 3 shall be valid until 15 May 1978.

4. The shares drawn pursuant to paragraph 3 shall be valid until 30 June 1978.

A first tranche of 67 tonnes of the quota shall be allocated among the Member States; the shares which, subject to Article 10, shall be valid until 30 June 1978, shall be as follows:

	<i>(tonnes)</i>
Benelux	3
Denmark	3
Germany	6
France	3
Ireland	3

Italy	3
United Kingdom	46

The second tranche of the quota, i.e. eight tonnes, shall constitute the corresponding reserve.

A first tranche of 110 tonnes of the quota shall be allocated among the Member States; the shares which, subject to Article 10, shall be valid until 30 June 1978, shall be as follows:

	<i>(tonnes)</i>
Benelux	5
Denmark	5
Germany	10
France	5
Ireland	5
Italy	5
United Kingdom	75

The second tranche of the quota, i.e. 15 tonnes, shall constitute the corresponding reserve.

1. From 1 April 1978, the Common Customs Tariff duties on the products originating in Cyprus which are listed below shall be suspended at the rates indicated for each of them, within the limit of a Community tariff quota of 2 500 hectolitres.

CCT heading No	Description	Rate of duty
22.05	Wine of fresh grapes ; grape must with fermentation arrested by the addition of alcohol : C. Other : I. Of an actual alcoholic strength not exceeding 13 °C, in containers holding : ex a) Two litres or less : — Wine of fresh grapes II. Of an actual alcoholic strength exceeding 13 °C but not exceeding 15 °C, in containers holding : ex a) Two litres or less : — Wine of fresh grapes other than liqueur wines of an actual alcoholic strength of 15 °C	3 u.a./hl 3.5 u.a./hl

2. The tariff quota referred to in paragraph 1 shall be divided into two tranches.

A first tranche of 2 250 hectolitres of the quota shall be allocated among the Member States; the shares which, subject to Article 10, shall be valid until 30 June 1978, shall be as follows:

	(hectolitres)
Benelux	50
Denmark	50
Germany	50
France	50
Ireland	100
Italy	50
United Kingdom	1 900

The second tranche of the quota, i.e. 250 hectolitres, shall constitute the corresponding reserve.

3. The wines in question shall benefit from this tariff quota on condition that the prices on import into the Community are not at any time less than the free-at-frontier reference prices referred to in Regulation (EEC) No 2506/75 which apply to such prices.

Article 8

1. If 90 % or more of a Member State's initial share, as determined in Articles 5 to 7, or of that share minus any portion returned to the corresponding reserve, where Article 10 has been applied, has been used up, that Member State shall forthwith, by notifying the Commission, draw a second share, to the extent that the corresponding reserve so permits, equal to 15 % of its initial share, rounded up to the next whole number, if necessary.

2. If, after any of the initial shares has been used up, 90 % or more of the second share drawn by a Member State has been used up, that Member State shall, under the conditions laid down in paragraph 1 and to the extent that the corresponding reserve so permits, draw a third share equal to 7.5 % of its initial share, rounded up to the next whole number, if necessary.

3. If, after any of the second shares has been used up, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, on the conditions laid down in paragraph 1, draw a fourth share equal to the third.

This procedure shall apply until the corresponding reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, Member States may draw shares less than those specified therein if there are grounds for believing that those specified may not be fully used up. They shall inform the Commission of their reasons for applying this paragraph.

Article 9

Each of the additional shares drawn pursuant to Article 8 shall be valid until 30 June 1978.

Article 10

Member States shall return to the reserve not later than 1 June 1978 the unused portions of their initial shares which on 15 May 1978 are in excess of 20 % of the initial amounts. They may return a greater portion if there are grounds for believing that such portion may not be fully used up.

Member States shall notify the Commission, not later than 1 June 1978, of the total quantities of the product in question imported up to and including 15 May 1978 and charged against the tariff quotas and of any portion of their initial shares returned to each of the reserves.

Article 11

The Commission shall keep an account of the amounts of the shares opened by the Member States pursuant to Articles 5 to 8 and, as soon as it has been notified, shall inform each State of the extent to which the reserves have been used up.

It shall inform the Member States, not later than 5 June 1978, of the state of each of the reserves after amounts have been returned thereto pursuant to Article 10.

It shall ensure that the drawing which exhausts any of the reserves does not exceed the balance available and, to this end, shall notify the amount of the balance to the Member State making the last drawing.

Article 12

1. Member States shall take all appropriate measures to ensure that additional shares drawn pursuant to Article 8 are opened in such a way that imports may be charged without a break in continuity against their aggregate shares of the tariff quota.

2. Member States shall ensure that importers of the product in question established in their territory have free access to the shares allocated to them.

3. The extent to which a Member State has used up its share shall be determined on the basis of the imports entered at customs for home use.

Article 13

At the Commission's request, Member States shall inform it of imports actually charged against their shares.

Article 14

Member States and the Commission shall cooperate closely to ensure that Articles 2 to 13 are complied with.

Article 15

The Protocol on the definition of the concept of 'originating products' and on methods of administrative cooperation annexed to the Agreement between the European Economic Community and Cyprus shall be applicable.

Article 16

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

It shall apply from 1 April 1978 and until the entry into force of a Supplementary Protocol on agricultural products between the European Economic Community and the Republic of Cyprus or until 30 June 1978, whichever shall be the earlier.

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

Done at Luxembourg, 17 April 1978.

For the Council

The President

K. HEINESSEN

COMMISSION REGULATION (EEC) No 782/78**of 19 April 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 20 April
1978.

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

Done at Brussels, 19 April 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 19 April 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	85.92
10.01 B	Durum wheat	130.32 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	81.37 ⁽⁶⁾
10.03	Barley	75.09
10.04	Oats	76.77
10.05 B	Maize, other than hybrid maize for sowing	69.75 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	77.40 ⁽⁴⁾
10.07 C	Grain sorghum	78.04 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	132.22
11.01 B	Rye flour	125.84
11.02 A I a)	Durum wheat groats and meal	213.09
11.02 A I b)	Common wheat groats and meal	141.40

⁽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 783/78

of 19 April 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 20 April
1978.

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

Done at Brussels, 19 April 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 19 April 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 4	1st period 5	2nd period 6	3rd period 7
10.01 A	Common wheat, and meslin	0	0.32	0.32	0.32
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	1.93	1.93	3.22
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	0.45	0.45	0.45

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 4	1st period 5	2nd period 6	3rd period 7	4th period 8
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.57	0.57	0.57	0.57
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.43	0.43	0.43	0.43
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 784/78
of 19 April 1978
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 organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 594/78 ⁽²⁾, and in particular Article
11 (2) thereof,

Whereas the import levies on rice and broken rice
were fixed by Regulation (EEC) No 87/78 ⁽³⁾, as last
amended by Regulation (EEC) No 737/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 87/78 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 Regu-
lation,

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 20 April
1978.

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

Done at Brussels, 19 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 82, 29. 3. 1978, p. 10.

⁽³⁾ OJ No L 15, 19. 1. 1978, p. 5.

⁽⁴⁾ OJ No L 100, 13. 4. 1978, p. 5.

(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 785/78

of 19 April 1978

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 last amended by Regu-
lation (EEC) No 594/78 ⁽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 738/78 ⁽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 20 April
1978.

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

Done at Brussels, 19 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 82, 29. 3. 1978, p. 10.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 8.

⁽⁴⁾ OJ No L 100, 13. 4. 1978, p. 7.

ANNEX

to the Commission Regulation of 19 April 1978 fixing the premiums to be added to the import levies on rice and broken rice

(u.a. / tonne)					
CCT heading No	Description	Current 4	1st period 5	2nd period 6	3rd period 7
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 786/78

of 19 April 1978

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 2560/77⁽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 20 April 1978.

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

(2) OJ No L 303, 28. 11. 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, 19 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 19 April 1978 altering the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)		
CCT heading No	Description	Refund
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar ; flavoured or coloured sugar	20.00
	B. Raw sugar :	
	(a) Candy sugar	20.93 ⁽¹⁾
	(b) Other raw sugar	16.50 ⁽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 787/78**of 19 April 1978****amending Regulations (EEC) No 368/77, (EEC) No 443/77 and (EEC) No 1844/77
on special sales of skimmed-milk powder for use in animal feed**

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
organization of the market in milk and milk
products ⁽¹⁾, as last amended by Regulation (EEC) No
2560/77 ⁽²⁾, and in particular Articles 7 (5) and 10 (3)
thereof,

Whereas Article 4 (2) 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 ⁽³⁾, as last amended by Regulation
(EEC) No 214/78 ⁽⁴⁾, lays down that the time limit for
the submission of tenders is to expire on the second
Tuesday of the month ; whereas there is a similar prov-
ision in Article 3 (1) of Commission Regulation (EEC)
No 1844/77 of 10 August 1977 on the granting by
tender of special aid for skimmed-milk powder
intended as feed for animals other than young
calves ⁽⁵⁾ ; whereas experience has shown that the dead-
line for the submission of tenders should be brought
forward by one day so as to enable the minimum
price referred to in Article 11 of Regulation (EEC) No
368/77 to be fixed as soon as possible ; whereas it is
therefore necessary to harmonize with the new date
the beginning of the selling period referred to in
Article 2 (1) 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 ⁽⁶⁾, as last amended by Regula-
tion (EEC) No 2378/77 ⁽⁷⁾ ;

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

The word 'Tuesday' appearing :

- twice in Article 4 (2) of Regulation (EEC) No
368/77,
- twice in Article 2 (1) of Regulation (EEC) No
443/77,
- twice in Article 3 (1) of Regulation (EEC) No
1844/77

is hereby amended to read 'Monday'.

Article 2

This Regulation shall enter into force on 24 April
1978.

Article 1 shall apply :

- in the case of Regulation (EEC) No 368/77, with
effect from the 15th individual invitation to tender
for which the time limit for the submission of
tenders expires on 8 May 1978,
- in the case of Regulation (EEC) No 443/77, with
effect from the selling period which begins on 22
May 1978,
- in the case of Regulation (EEC) No 1844/77, with
effect from the ninth individual invitation to
tender for which the time limit for the submission
of tenders expires on 8 May 1978.

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

Done at Brussels, 19 April 1978.

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 52, 24. 2. 1977, p. 19.

⁽⁴⁾ OJ No L 31, 1. 2. 1978, p. 12.

⁽⁵⁾ OJ No L 205, 11. 8. 1977, p. 11.

⁽⁶⁾ OJ No L 58, 3. 3. 1977, p. 16.

⁽⁷⁾ OJ No L 277, 29. 10. 1977, p. 35.

COMMISSION RECOMMENDATION No 788/78/ECSC

of 19 April 1978

extending the provisional anti-dumping measures established in relation to imports of steel products originating in Czechoslovakia

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 74 thereof,

Having regard to Commission recommendation 77/329/ECSC on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Coal and Steel Community⁽¹⁾, as amended by recommendation No 3004/77/ECSC⁽²⁾, and in particular Articles 16 and 19 thereof,

Having heard the opinions expressed within the Advisory Committee provided for by recommendation 77/329/ECSC,

Whereas the Commission has established by recommendations No 112/78/ECSC⁽³⁾, No 119/78/ECSC⁽⁴⁾, No 121/78/ECSC⁽⁵⁾ and No 120/78/ECSC⁽⁶⁾ provisional anti-dumping duties in relation to imports of steel products originating in Czechoslovakia;

Whereas the examination of this matter has not yet been completed and exporters and importers known to be concerned have requested that the duty be extended for a period not exceeding three months;

Whereas, therefore, it is appropriate to extend the provisional measures;

Whereas, however, due consideration should be given to any diminution of value of the products imported, claimed by the importers and established to the satisfaction of the competent national authorities,

HAS ADOPTED THIS RECOMMENDATION:

Article 1

The provisional anti-dumping measures established by recommendations No 112/78/ECSC, No 119/78/ECSC, No 121/78/ECSC and No 120/78/ECSC in relation to imports of steel products originating in Czechoslovakia are hereby extended for a period not exceeding three months.

Article 2

Without prejudice to the provisions of Article 1 above, the amount secured by way of provisional anti-dumping duties shall be released to the extent that the importer establishes to the satisfaction of the competent national authorities that it is due to a diminution in value resulting from the quality of the goods being inferior to the lowest quality described in the last publication of basic prices by the Commission.

Article 3

This recommendation is addressed to the Member States. It shall enter into force in respect of each Member State from the date of its publication in the *Official Journal of the European Communities*.

Done at Brussels, 19 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 114, 5. 5. 1977, p. 6.

⁽²⁾ OJ No L 352, 31. 12. 1977, p. 13.

⁽³⁾ OJ No L 17, 21. 1. 1978, p. 27.

⁽⁴⁾ OJ No L 19, 24. 1. 1978, p. 5.

⁽⁵⁾ OJ No L 19, 24. 1. 1978, p. 9.

⁽⁶⁾ OJ No L 19, 24. 1. 1978, p. 7.

COMMISSION RECOMMENDATION No 789/78/ECSC**of 19 April 1978****extending the provisional anti-dumping measures established in relation to imports of steel products originating in Japan**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 74, thereof,

Having regard to Commission recommendation 77/329/ECSC on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Coal and Steel Community⁽¹⁾, as amended by recommendation No 3004/77/ECSC⁽²⁾, and in particular Articles 16 and 19 thereof,

Having heard the opinions expressed within the Advisory Committee provided for by recommendation 77/329/ECSC,

Whereas the Commission has established by recommendations No 121/78/ECSC⁽³⁾, No 161/78/ECSC⁽⁴⁾, No 245/78/ECSC⁽⁵⁾, No 263/78/ECSC⁽⁶⁾ and No 359/78/ECSC⁽⁷⁾ provisional anti-dumping duties in relation to imports of steel products originating in Japan;

Whereas the examination of this matter has not yet been completed and exporters and importers known to be concerned have requested that the duty be extended for a period not exceeding three months;

Whereas, therefore, it is appropriate to extend the provisional measures notwithstanding their suspension as provided for by recommendation No 714/78/ECSC⁽⁸⁾;

Whereas, however, due consideration should be given to any diminution of value of the products imported, claimed by the importers and established to the satisfaction of the competent national authorities;

HAS ADOPTED THIS RECOMMENDATION:

Article 1

The provisional anti-dumping measures established by recommendations No 121/78/ECSC, No 161/78/ECSC, No 245/78/ECSC, No 263/78/ECSC and 359/78/ECSC in relation to imports of steel products originating in Japan are hereby extended for a period not exceeding three months from the dates of their expiration notwithstanding their suspension in respect of future imports by recommendation No 714/78/ECSC.

Article 2

Without prejudice to the provisions of Article 1 above, the amount secured by way of provisional anti-dumping duties shall be released to the extent that the importer establishes to the satisfaction of the competent national authorities that it is due to a diminution in value resulting from the quality of the goods being inferior to the lowest quality described in the last publication of basic prices by the Commission.

Article 3

This recommendation is addressed to the Member States. It shall enter into force in respect of each Member State from the date of its publication in the *Official Journal of the European Communities*.

Done at Brussels, 19 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 114, 5. 5. 1977, p. 6.

⁽²⁾ OJ No L 352, 31. 12. 1977, p. 13.

⁽³⁾ OJ No L 19, 24. 1. 1978, p. 9.

⁽⁴⁾ OJ No L 23, 28. 1. 1978, p. 35.

⁽⁵⁾ OJ No L 37, 7. 2. 1978, p. 13.

⁽⁶⁾ OJ No L 39, 9. 2. 1978, p. 15.

⁽⁷⁾ OJ No L 50, 22. 2. 1978, p. 13.

⁽⁸⁾ OJ No L 94, 8. 4. 1978, p. 21.

COMMISSION RECOMMENDATION No 790/78/ECSC

of 19 April 1978

imposing a definitive anti-dumping duty on iron or steel coils for re-rolling originating in South Korea

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Articles 74 and 86 thereof,

Having regard to Commission recommendation 77/329/ECSC of 15 April 1977 on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Coal and Steel Community⁽¹⁾, as amended by recommendation No 3004/77/ECSC⁽²⁾, and in particular Articles 17 and 19 thereof,

Having heard the opinions expressed within the Advisory Committee provided for by recommendation 77/329/ECSC,

Whereas the Commission has received a complaint, submitted in the name of the relevant Community industry, setting out evidence as to the existence of dumping of coils, originating in South Korea and certain other countries, and of material injury resulting therefrom ;

Whereas, since the information received indicated that the complaint was admissible and that defensive measures might be necessary, the Commission officially notified the representatives of the exporting country and the importers and exporters known to be concerned, published in the *Official Journal of the European Communities* a notice of the initiation of an inquiry concerning the imports in question⁽³⁾ and commenced an examination of the matter in cooperation with the Member States ;

Whereas, since preliminary examination of the matter showed that there was dumping and sufficient evidence of injury and the interests of the Community called for immediate intervention, the Commission, by recommendation No 112/78/ECSC⁽⁴⁾, imposed a provisional anti-dumping duty on the imports in question ;

Whereas, in the course of the examination of the matter, completed after the imposition of the provi-

sional anti-dumping duty, the Commission gave interested parties the opportunity to make known their views ;

Whereas, however, since the Korean exporter did not avail himself of the opportunity to make known his views or present his arguments, the Commission had to base its findings on the facts available ;

Whereas, therefore, the Commission has decided to base its dumping calculations on the cost of production in a country considered to be one of the most efficient producers of the product in question, as established by means of the latest publicly available data ;

Whereas such cost of production has been calculated taking into consideration *inter alia* the following elements : raw materials (covering iron ore, sinter, pellets, scrap, ferro alloys and other iron bearing materials and fluxes), energy costs (coke, fuel oil, electricity), labour costs including social costs, other operating costs (including maintenance costs and transport costs) and capital costs, to which was added a reasonable amount for administration, selling and any other costs and for profits ;

Whereas the aforementioned calculation has confirmed the reasonableness of the basic prices as published by the Commission⁽⁵⁾ ;

Whereas the prices of imports into the Community of the products which are the subject of the complaint have been compared with these basic prices ;

Whereas this price comparison was made on a free Community frontier duty-paid basis ;

Whereas this examination of the matter has shown that the products in question were offered for import within the Community at prices lower than the basic prices and that dumping has taken place, the margin of which is constituted by this undercutting ;

Whereas, with regard to injury to the industry concerned, the evidence available to the Commission shows that imports into the Community of the products increased globally from 1 170 000 tonnes in 1974 to 1 551 000 tonnes in the first six months of

(¹) OJ No L 114, 5. 5. 1977, p. 6.

(²) OJ No L 352, 31. 12. 1977, p. 13.

(³) OJ No C 19, 24. 1. 1978, p. 10.

(⁴) OJ No L 17, 21. 1. 1978, p. 27.

(⁵) Communication from the Commission of 31 December 1977 concerning the basic prices of certain steel products (OJ No L 353, 31. 12. 1977, p. 1).

1977 alone, imports originating in South Korea having risen from 16 000 to 51 000 tonnes in the same period, and that, as a result, they have been able to acquire a market share in the Community of 20 % in total and 14.6 % for imports originating in South Korea, together with those from Australia, Austria, Bulgaria, Czechoslovakia, Finland, Japan, South Africa and Spain, which are also subject to defensive measures in the Community or covered by steel arrangements concluded with the ECSC ;

Whereas, on the other hand, the Community steel industry is in a crisis situation characterized by a reduction of about 4 % in the production of the products concerned between 1974 and 1977 in the Community, by a reduction in the number employed from 780 000 to 720 000 between 1974 and 1977 and by short-time working and that, as a result, the Community steel industry recorded a reduction in profits or the appearance of serious losses in most of the firms concerned ;

Whereas, in order to remedy this situation, the Commission has introduced a system of minimum prices⁽¹⁾ for sales within the Community of certain steel products produced by the European steel industry ;

Whereas the import prices into the Community of products originating in South Korea are considerably lower than these minimum prices and that such undercutting jeopardizes the equilibrium of the entire pricing system and causes or threatens to cause material injury to the Community industry or to a major part of it ;

Whereas the import prices of deliveries originating in South Korea are considerably lower than the already low prices of the Community producers and thus accentuate the depression of Community prices ;

Whereas, therefore, the facts as finally established show that material injury has been caused to the Community industry or that such injury would have been caused if provisional action had not been taken, by imports originating in South Korea together with those from Australia, Austria, Bulgaria, Czechoslovakia, Finland, Japan, South Africa and Spain which are also subject to defensive measures or which originate in countries which have concluded steel arrangements with the Community, namely Japan, Austria, Czechoslovakia, Finland, South Africa and Spain ;

Whereas, in the serious conditions being experienced by the Community steel industry, the interests of the

Community require the imposition of a definitive anti-dumping duty and the definitive collection of the amount secured by way of provisional duty ;

Whereas the amount of such definitive duty should correspond to the difference between the basic price published by the Commission for the products in question and its price on importation into the Community, due consideration being given to any diminution in value claimed by the importers and established to the satisfaction of the competent national authorities,

HAS ADOPTED THIS RECOMMENDATION :

Article 1

1. A definitive anti-dumping duty is hereby imposed on the following products originating in South Korea :

- iron or steel coils for re-rolling,
- Common Customs Tariff heading No 73.08,
- NIMEXE code 73.08-01 to 49.

2. The amount of this duty shall be equal to the amount by which the effective price (basic price plus extras) established by contract, free frontier duty-paid, is lower than the effective price (basic price plus extras) last published by the Commission for this product at the time of its entry for Community consumption.

3. The amount of the duty shall however be reduced to the extent that the importer establishes, to the satisfaction of the competent national authorities, that the price differential referred to in paragraph 2 above is due to a diminution in value resulting from the quality of the goods being inferior to the lowest quality described in the last publication of basic prices by the Commission.

4. This duty shall be collected on the same basis as customs duties.

Article 2

The amounts secured by way of provisional duty under the provisions of recommendation No 112/78/ECSC, in respect of products originating in South Korea, shall be definitively collected to the extent that they do not exceed the amount of duty fixed in this recommendation.

⁽¹⁾ OJ No L 114, 5. 5. 1977, p. 1 and OJ No L 352, 31. 12. 1977, p. 17.

Article 3

Done at Brussels, 19 April 1978.

This recommendation shall be notified to the Member States.

It shall enter into force for each Member State on the date of its publication in the *Official Journal of the European Communities*.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION REGULATION (EEC) No 791/78

of 19 April 1978

amending Regulation (EEC) No 767/78 introducing a countervailing charge on cucumbers originating in Bulgaria, 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 Commission Regulation (EEC) No 767/78 of 14 April 1978⁽³⁾, as amended by Regulation (EEC) No 779/78 of 18 April 1978⁽⁴⁾, introduced a countervailing charge on cucumbers originating in Bulgaria, Greece, Spain and Romania;

Whereas Regulation (EEC) No 1035/72 laid down the conditions under which a charge is introduced, amended or abolished; whereas if these conditions are

taken into consideration, the countervailing charge on Greek and Spanish cucumbers must be abolished and the countervailing charge on Bulgarian cucumbers must be amended,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 (1) of Regulation (EEC) No 767/78 is replaced by the following:

'A countervailing charge of 12.91 units of account per 100 kilograms net is applied to cucumbers (subheading ex 07.01 P of the Common Customs Tariff) originating in Bulgaria'.

Article 2

This Regulation shall enter into force on 20 April 1978.

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

Done at Brussels, 19 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 103, 15. 4. 1978, p. 22.

⁽⁴⁾ OJ No L 105, 19. 4. 1978, p. 11.

COMMISSION REGULATION (EEC) No 792/78

of 19 April 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 780/78 ⁽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 20 April
1978.

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

Done at Brussels, 19 April 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 105, 19. 4. 1978, p. 12.

ANNEX

to the Commission Regulation of 19 April 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	27.40
	B. Raw sugar	22.13 ⁽¹⁾

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

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 2 March 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to suits (including coordinate suits) for men and boys, of wool, cotton or of man-made textile fibres, falling within heading No ex 61.01 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)

(78/376/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 24 February 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to suits (including coordinate suits) for men and boys, of wool, cotton or of man-made textile fibres, falling within heading No ex 61.01 of the Common Customs Tariff, originating in Taiwan and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Taiwan is subject to a Community quantitative quota allocated among the Member States by Commission Regulation (EEC) No 3020/77 of 30 December 1977⁽¹⁾, confirmed by Council Regulation (EEC) No 255/78 of 7 February 1978⁽²⁾;

Whereas it was not possible on that occasion to allocate these quotas on the basis of the needs of the indi-

vidual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the execution of those commercial policy measures, which are in force because of the difficult economic situation in the sector concerned;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas these economic difficulties are caused largely by unequal conditions of competition, whereby exports can be effected at prices appreciably lower than those of the Community products in question;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

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

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 39, 9. 2. 1978.

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 the products indicated below, 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 13 February 1978 :

CCT heading No	Description
ex 61.01	Suits (including coordinate suits) for men and boys, of wool, cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Taiwan 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, 2 March 1978.

For the Commission

Wilhelm HAFFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 7 March 1978

authorizing the French Republic not to apply Community treatment to toys of wood and other (except motors and movement mechanisms for toys and working models used for recreational purposes and parts thereof), falling within subheading 97.03 A or ex B of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the French text is authentic)

(78/377/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 February 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to toys of wood and other (except motors and movement mechanisms for toys and working models used for recreative purposes and parts thereof), falling within subheading 97.03 A or ex B of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas in France the import of the products in question originating in Japan is subject to an annual quota which is currently being distributed;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the exception of those commercial policy measures, which are in force because of the difficult economic situation in the sector concerned;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these 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;

Whereas, however, the request for a licence which gave rise to the application in question does not need

to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision :

CCT heading No	Description
97.03 A or ex B	Toys of wood and other (except motors and movement mechanisms for toys and working models used for recreational purposes and parts thereof)

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Japan, or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 7 March 1978.

For the Commission

Wilhelm HA FERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 9 March 1978

authorizing the French Republic not to apply Community treatment to men's and boys' woven overcoats, raincoats, cloaks and capes excepting coats of impregnated, coated, covered or laminated woven fabric falling within heading No 59.08, 59.11 or 59.12, falling within heading No ex 61.01 of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the French text is authentic)

(78/378/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 3 March 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' woven overcoats, raincoats, cloaks and capes excepting coats of impregnated, coated, covered or laminated woven fabric falling within heading No 59.08, 59.11 or 59.12, falling within heading No ex 61.01 of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in South Korea is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement South Korea has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas although the imports which gave rise to the application submitted would appear to be an isolated operation, they are nevertheless likely, owing to the appreciable amount of the imports, to risk the aims of the abovementioned Agreement;

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 the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 20 February 1978 and are, on the date of this Decision, pending with the French authorities:

CCT heading No	Description
ex 61.01	Men's and boys' woven overcoats, raincoats, cloaks and capes excepting coats of impregnated, coated, covered or laminated woven fabric falling within heading No 59.08, 59.11 or 59.12

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 9 March 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION**of 13 March 1978**

authorizing the French Republic not to apply Community treatment to men's and boys' woven breeches, shorts and trousers (including slacks), women's, girls' and infants' woven trousers and slacks, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.01 or subheading ex 61.02 B of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the French text is authentic)

(78/379/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 3 March 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' woven breeches, shorts and trousers (including slacks), women's, girls' and infants' woven trousers and slacks, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.01 or subheading ex 61.02 B of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in South Korea is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement South Korea has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these 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 French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision :

CCT heading No	Description
ex 61.01 or ex 61.02 B	Men's and boys' woven breeches, shorts and trousers (including slacks), women's, girls' and infants' woven trousers and slacks, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from South Korea or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 13 March 1978.

For the Commission

Lorenzo NATALI

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 13 March 1978

authorizing the French Republic not to apply Community treatment to tents, falling within heading No 62.04 of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the French text is authentic)

(78/380/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 8 March 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to tents, falling within heading No 62.04 of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in South Korea is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement South Korea has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas although the imports which gave rise to the application submitted would appear to be an isolated operation, they are nevertheless likely, owing to the appreciable amount of the imports, to prevent the execution of the measures of the Agreement;

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 the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 1 March 1978 and are, on the date of this Decision, pending with the French authorities:

CCT heading No	Description
62.04	Tents

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 13 March 1978.

For the Commission

Wilhelm HA FERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 13 March 1978

authorizing the French Republic not to apply Community treatment to women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States

(Only the French text is authentic)

(78/381/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 7 March 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A II or ex 61.02 B of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Romania is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Romania has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these 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 condi-

tions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

Whereas, however, the request for a licence which gave rise to the application in question does not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision:

CCT heading No	Description
ex 60.05 A II or ex 61.02 B	Women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Romania or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 13 March 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 10 April 1978

on the reimbursement by the Guidance Section of the EAGGF to Ireland of expenditure incurred during 1976 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture

(Only the English text is authentic)

(78/382/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/161/EEC of 17 April 1972 concerning the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture ⁽¹⁾, as last amended by Directive 73/358/EEC ⁽²⁾, and in particular Article 14 (2) thereof,

Whereas the measures taken by Ireland to implement Directive 72/161/EEC were the subject of a favourable Commission Decision pursuant to Article 11 of the said Directive ;

Whereas Ireland has made an application for reimbursement of expenditure incurred on aids granted during 1976 for the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture ; whereas the application is complete and has been submitted in due form and in accordance with the requirements of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC ⁽³⁾, and also with the payments on account which can be agreed ;

Whereas an examination of the information provided shows that eligible expenditure of £ 244 067.98 broken down as follows :

— under Title I :	—
— under Title II :	£ 244 067.98

has been incurred under the conditions laid down in

Directive 72/161/EEC ; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof, i.e. £ 61 017.00 ;

Whereas a payment on account of £ 45 762.77 has been granted in application of Article 14 (3) of Directive 72/161/EEC and of Article 4 (1) of Decision 74/581/EEC ; whereas a balance of £ 15 254.23 should therefore be granted to the Member State concerned ;

Whereas the EAGGF Committee has been consulted on the financial aspects, and in particular as to the funds available,

HAS ADOPTED THIS DECISION :

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by Ireland during 1976 in respect of aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture shall be £ 61 017.00.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 10 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION

of 10 April 1978

on the reimbursement by the Guidance Section of the EAGGF to Ireland of expenditure incurred during 1976 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement

(Only the English text is authentic)

(78/383/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/160/EEC of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement ⁽¹⁾, as last amended by Directive 73/358/EEC ⁽²⁾, and in particular Article 12 (2) thereof,

Whereas the measures taken by Ireland to implement Directive 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive ;

Whereas Ireland has made an application for reimbursement of expenditure incurred on annuities granted during 1976 to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement ; whereas the application is complete and has been submitted in due form and in accordance with the provisions of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC ⁽³⁾, and also with the payments on account which can be agreed ;

Whereas an examination of the information provided shows that eligible expenditure of £ 8 046.20 has been incurred under the conditions laid down in Directive 72/160/EEC ; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 65 % thereof, i.e. £ 5 230.03 ;

Whereas a payment on account of £ 3 992.52 has been granted in application of Article 12 (3) of Directive 72/160/EEC and of Article 4 (1) of Decision 74/581/EEC ; whereas a balance of £ 1 307.51 should therefore be granted to the Member State concerned ;

Whereas the EAGGF Committee has been consulted on the financial aspects, and in particular as to the funds available,

HAS ADOPTED THIS DECISION :

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by Ireland during 1976 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement shall be £ 5 230.03.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 10 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 9.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

CORRIGENDA

Corrigendum to Commission Decision 78/286/EEC of 22 February 1978 authorizing the Kingdom of the Netherlands to permit temporarily the marketing of seed not complying with requirements of Directive 69/208/EEC

(Official Journal of the European Communities No L 74 of 16 March 1978)

Page 30, second citation :

for: '...', and in particular Article 17 thereof,

read: '...', and in particular Article 16 (1) thereof.
