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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 850/78
of 24 April 1978

concerning the conclusion of the Agreement in the form of an exchange of letters amending Annex A to Protocol 1 to the Agreement between the European Economic Community and the Swiss Confederation

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 recommendation from the Commission,

Whereas the Agreement in the form of an exchange of letters amending Annex A to Protocol 1 to the Agreement between the European Economic Community and the Swiss Confederation⁽¹⁾ should be concluded,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement in the form of an exchange of letters amending Annex A to Protocol 1 to the Agreement

between the European Economic Community and the Swiss Confederation is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Regulation.

Article 2

The President of the Council is hereby authorized to designate the person empowered to sign the Agreement so that it shall be binding on the Community.

Article 3

This Regulation shall enter into force on the 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 Luxembourg, 24 April 1978.

For the Council

The President

P. DALSAGER

⁽¹⁾ OJ No L 300, 31. 12. 1972, p. 189.

AGREEMENT

in the form of an exchange of letters amending Annex A to Protocol 1 to the Agreement between the European Economic Community and the Swiss Confederation

Letter No 1

Brussels,

Your Excellency,

Under the transitional arrangements provided for in Protocol 1 to the Free Trade Agreement between the European Economic Community and the Swiss Confederation signed on 22 July 1972, the United Kingdom is authorized to open zero-duty tariff quotas each year for certain products falling within Chapter 48 listed in Annex A to Protocol 1.

Switzerland has requested that those quotas be replaced by a single quota.

The United Kingdom and Swiss authorities concluded from their technical discussions that Swiss exports of Chapter 48 products could be covered by a single tariff quota, which would be an amalgam of the levels of the quotas for the present nine headings.

The rule concerning the permitted annual increase of 5 % remains applicable to the single quota.

The Community therefore considers that, pursuant to Article 1 (4) of Protocol 1 to the Agreement between the European Economic Community and the Swiss Confederation, the nine initial zero-duty quotas which the United Kingdom was entitled to open in respect of Switzerland in 1974 for certain products falling within Chapter 48 listed in the United Kingdom column of Annex A to the said Protocol 1 should be replaced by a single quota. Consequently, in accordance with the provisions of Article 1 (4) of Protocol 1, the quota which the United Kingdom is entitled to open for 1978 is one of 2 834 tonnes.

I should be grateful if you would confirm the agreement of your Government with the contents of this letter.

Please accept, Your Excellency, the assurance of my highest consideration.

*For the Council
of the European Communities*

Letter No 2

Brussels,

Sir,

I have the honour to acknowledge receipt of your letter of today, worded as follows :

'Under the transitional arrangements provided for in Protocol 1 to the Free Trade Agreement between the European Economic Community and the Swiss Confederation signed on 22 July 1972, the United Kingdom is authorized to open zero-duty tariff quotas each year for certain products falling within Chapter 48 listed in Annex A to Protocol 1.

Switzerland has requested that those quotas be replaced by a single quota.

The United Kingdom and Swiss authorities concluded from their technical discussions that Swiss exports of Chapter 48 products could be covered by a single tariff quota, which would be an amalgam of the levels of the quotas for the present nine headings.

The rule concerning the permitted annual increase of 5 % remains applicable to the single quota.

The Community therefore considers that, pursuant to Article 1 (4) of Protocol 1 to the Agreement between the European Economic Community and the Swiss Confederation, the nine initial zero-duty quotas which the United Kingdom was entitled to open in respect of Switzerland in 1974 for certain products falling within Chapter 48 listed in the United Kingdom column of Annex A to the said Protocol 1 should be replaced by a single quota. Consequently, in accordance with the provisions of Article 1 (4) of Protocol 1, the quota which the United Kingdom is entitled to open for 1978 is one of 2 834 tonnes.

I should be grateful if you would confirm the agreement of your Government with the contents of this letter.'

I have the honour to confirm that my Government agrees to the contents of your letter.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of the Government
of the Swiss Confederation*

COUNCIL REGULATION (EEC) No 851/78**of 24 April 1978****amending Regulation (EEC) No 2114/71 on the subsidy for oil seeds**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation No 136/66/EEC
of 22 September 1966 on the establishment of a
common organization of the market in oils and
fats⁽¹⁾, as last amended by Regulation (EEC) No
2560/77⁽²⁾, and in particular Article 27 (3) thereof,

Having regard to the proposal from the Commission,

Whereas the the Scientific Committee for Food recom-
mended in its opinion on colza and rape seed oil that,
where this oil is used in food, preference should be
given to varieties of oil having a low erucic acid
content;

Whereas most Community producers already use seed
of low erucic acid content for their crops; whereas, to
encourage them to pursue this conversion measure,
Council Regulation (EEC) No 2114/71 of 28
September 1971 on the subsidy for oil seeds⁽³⁾ should
be amended to restrict the grant of the subsidy, in the
case of production intended for use in food, to seed
the erucic acid content of which does not exceed a
certain limit;

Whereas, on the other hand, the subsidy should only
be granted for seed with a high erucic acid content
when it is intended for non-food uses;

Whereas this Regulation should be limited in its appli-
cation to such a period as to permit an assessment of
its effectiveness,

HAS ADOPTED THIS REGULATION:

Article 1

The following paragraph shall be added to Article 1 of
Regulation (EEC) No 2114/71:

'In the case of colza and rape seeds, the subsidy
shall be granted only for seeds the oil of which:

- has an erucic acid content, calculated on the
total level of its fatty acids in the fat compo-
nent, not exceeding a percentage to be deter-
mined in accordance with the procedure laid

down in Article 38 of Regulation No 136/
66/EEC, or

- is intended for non-food uses in the Commu-
nity, to be determined in accordance with the
procedure referred to in the first indent.'

Article 2

Article 10 of Regulation (EEC) No 2114/71 shall be
replaced by the following:

'Article 10

1. Entitlement to the subsidy shall be acquired:

- (a) in the case of colza and rape seeds the oil of
which has an erucic acid content, calculated on
the total level of fatty acids in the fat compo-
nent, not exceeding the percentage referred to
in Article 1, and in the case of sunflower seeds,
when the abovementioned seeds are processed
for the production of oil;
- (b) in the case of colza and rape seeds other than
those referred to in (a) intended for non-food
uses, when the oil from these seeds has
reached its intended destination.

2. The subsidy shall be paid to the holder of
the certificate, referred to in Article 4, in the
Member State in which the seeds are placed under
control:

- in the case of the seeds referred to in para-
graph 1 (a), when proof of processing is fur-
nished;
- in the case of the seeds referred to in para-
graph 1 (b), when the proof is furnished that
the oil has reached its intended destination.

However, the subsidy may be paid in advance as
soon as the seeds have been placed under control,
on condition that a guarantee for their processing
is given.'

Article 3

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

It shall apply from 1 July 1979 to 30 June 1982.

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 222, 2. 10. 1971, p. 2.

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

Done at Luxembourg, 24 April 1978.

For the Council

The President

P. DALSAGER

COUNCIL REGULATION (EEC) No 852/78

of 24 April 1978

amending Regulation (EEC) No 1569/72 laying down special measures for colza and rape seed, and repealing Regulation (EEC) No 2713/72

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 36 thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 1569/72 of 20 July 1972 laying down special measures for colza and rape seed⁽³⁾, as last amended by Regulation (EEC) No 3477/73⁽⁴⁾, introduced a system of differential amounts for the said seed harvested in the Community and processed for oil or exported to third countries; whereas, having regard to the absence of monetary compensatory amounts in this sector, and with a view to avoiding any incentive to offer seed harvested in weak currency States for intervention in strong currency States, Article 6 of that Regulation restricts intervention in Germany and in the Benelux countries to seed harvested in each of those countries respectively;

Whereas Council Regulation (EEC) No 2713/72 of 19 December 1972 on intervention in colza and rape seed harvested in Denmark and the United Kingdom⁽⁵⁾ also restricts intervention in Denmark and the United Kingdom to colza and rape seed har-

vested in each of those countries respectively as long as the intervention prices applying in these two countries are lower than those applying in the other Member States; whereas the intervention prices applying in the two States in question have now reached the common price level; whereas Regulation (EEC) No 2713/72 should therefore be repealed;

Whereas, so as to avoid the distortions described above, intervention in each Member State should be limited to seed harvested on its territory,

HAS ADOPTED THIS REGULATION:

Article 1

Article 6 of Regulation (EEC) No 1569/72 shall be replaced by the following:

Article 6

Colza and rape seed harvested in a Member State may be offered for intervention only on the territory of that Member State.'

Article 2

Regulation (EEC) No 2713/72 is hereby repealed.

Article 3

This Regulation shall enter into force on the 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 Luxembourg, 24 April 1978.

For the Council

The President

P. DALSAGER

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁴⁾ OJ No L 357, 28. 12. 1973, p. 6.

⁽⁵⁾ OJ No L 291, 28. 12. 1972, p. 14.

COUNCIL REGULATION (EEC) No 853/78

of 24 April 1978

laying down, in respect of hops, the amount of the aid to producers for the 1977 harvest

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 1696/71 of 26 July 1971 on the common organization of the market in hops ⁽¹⁾, as last amended by Regulation (EEC) No 1170/77 ⁽²⁾, and in particular Article 12 (6) and (7) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽³⁾,

Whereas Article 12 of Regulation (EEC) No 1696/71 provides for the possibility of granting aid to hop producers to enable them to achieve a fair income; whereas the amount of this aid is fixed per hectare and differs according to groups of varieties, taking into account the average return on the areas in full production in comparison with the average returns for previous harvests, the current position of the market and price trends;

Whereas the study of the results of the 1977 harvest gives rise to the fixing of aid for certain groups of varieties of hops cultivated in the Community;

Whereas the market situation is still characterized by poor price levels due to the persistence of structural surpluses; whereas this situation must therefore be remedied by applying Article 12 (6) (b) of Regulation (EEC) No 1696/71 which allows the areas under hops which are in their first year of production to be declared ineligible for aid,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the 1977 harvest, aid shall be granted to the producers of hops cultivated in the Community for the groups of varieties set out in the Annex.
2. The amount of the aid shall be that set out in the Annex.
3. The aid granted for each group of varieties shall be limited to areas registered in 1977 and upon which one or several varieties of one of the groups in question was cultivated in 1976.

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 Luxembourg, 24 April 1978.

For the Council

The President

P. DALSAGER

⁽¹⁾ OJ No L 175, 4. 8. 1971, p. 1.

⁽²⁾ OJ No L 137, 3. 6. 1977, p. 7.

⁽³⁾ Opinion delivered on 14. 4. 1978 (not yet published in the Official Journal).

*ANNEX***Amounts of the aid granted to hop producers for the 1977 harvest**

<i>Groups of varieties</i>	<i>Aid u.a./hectare</i>
Aromatic	375
Bitter	285
Others	500

COMMISSION REGULATION (EEC) No 854/78

of 27 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 28 April
1978.

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

Done at Brussels, 27 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 27 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	87.01
10.01 B	Durum wheat	128.25 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	80.41 ⁽⁶⁾
10.03	Barley	75.27
10.04	Oats	76.40
10.05 B	Maize, other than hybrid maize for sowing	71.24 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	77.62 ⁽⁴⁾
10.07 C	Grain sorghum	77.62 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	133.74
11.01 B	Rye flour	124.49
11.02 A I a)	Durum wheat groats and meal	209.88
11.02 A I b)	Common wheat groats and meal	143.04

⁽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 855/78**of 27 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 28 April
1978.

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

Done at Brussels, 27 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 27 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	0	0.16
10.01 B	Durum wheat	0	0	0	0.66
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	1.48
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	0	0.23

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	0	0.28	0.28
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0.21	0.21
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 856/78
of 27 April 1978
fixing the minimum import levies on olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾,

Having regard to Council Regulation No 162/66/EEC of 27 October 1966 on trade in oils and fats between the Community and Greece⁽³⁾,

Having regard to Council Regulation (EEC) No 2843/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the world market⁽⁴⁾, as amended by Regulation (EEC) No 2361/77⁽⁵⁾, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 2844/76 of 23 November 1976 laying down special measures in particular for the determination of the offers of olive oil on the Greek market⁽⁶⁾, as amended by Regulation (EEC) No 2361/77, and in particular Article 2 (3) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil from Algeria⁽⁷⁾, as amended by Regulation (EEC) No 2388/77⁽⁸⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil from Morocco⁽⁹⁾, as amended by Regulation (EEC) No 2388/77, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil from Tunisia⁽¹⁰⁾, as amended by Regulation (EEC) No 2388/77, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽¹¹⁾, as amended by Regulation (EEC) No 2387/77⁽¹²⁾, and in particular Article 10 (2) thereof,

Whereas, in Regulation (EEC) No 1362/76 of 14 June 1976⁽¹³⁾, the Commission decided to use the tendering procedure to fix the levies on olive oil ;

Whereas Article 4 of Commission Regulation (EEC) No 3188/76 of 23 December 1976 on detailed rules for the implementation of the special measures for the determination of offers of olive oil on the world market and the Greek market⁽¹⁴⁾, as last amended by Regulation (EEC) No 2413/77⁽¹⁵⁾, lays down the criteria for fixing the rate of the minimum levy ;

Whereas that rate must be fixed for each of the products concerned on the basis of an examination of the world or Greek markets and of the Community market, and also of the levy rates indicated by the tenderers ;

Whereas account should be taken of the oil content of products other than olive oil ; whereas, however, no levies are applied to imports of oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 % ;

Whereas account should be taken in applying the levy of the provisions of the agreements between the Community and certain non-member countries ; whereas, in particular, the levy must be calculated on the basis of the levy to be collected on imports from non-member countries ;

Whereas the application of the rules described above to the levy rates submitted by tenderers on 24 and 25 April 1978 results in the fixing of the minimum levies as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The minimum levies on imports of olive oil shall be as shown in the Annex.

Article 2

This Regulation shall enter into force on 28 April 1978.

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No 197, 29. 10. 1966, p. 3393/66.

⁽⁴⁾ OJ No L 327, 26. 11. 1976, p. 4.

⁽⁵⁾ OJ No L 277, 29. 10. 1977, p. 2.

⁽⁶⁾ OJ No L 327, 26. 11. 1976, p. 6.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁸⁾ OJ No L 278, 29. 10. 1977, p. 14.

⁽⁹⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽¹⁰⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽¹¹⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽¹²⁾ OJ No L 278, 29. 10. 1977, p. 13.

⁽¹³⁾ OJ No L 154, 15. 6. 1976, p. 13.

⁽¹⁴⁾ OJ No L 359, 30. 12. 1976, p. 26.

⁽¹⁵⁾ OJ No L 279, 1. 11. 1977, p. 55.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the minimum import levies on olive oil

(u.a./100 kg)

CCT heading No	Greece	Non-member countries
07.01 N II	6.00	10.00
07.03 A II	6.00	10.00
15.07 A I a)	30.00 ⁽³⁾	56.00 ⁽³⁾
15.07 A I b)	30.00 ⁽³⁾	54.00 ⁽³⁾
15.07 A I c)	30.00 ⁽³⁾	54.00 ⁽³⁾
15.07 A II a)	31.00	58.00 ⁽¹⁾
15.07 A II b)	45.00	84.00 ⁽²⁾
15.17 B I a)	14.00	25.00
15.17 B I b)	22.00	40.00
23.04 A	2.00 ⁽⁴⁾	4.00 ⁽⁴⁾

⁽¹⁾ For imports of oil falling within this tariff subheading :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 3.20 u.a./100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 2.56 u.a./100 kg.

⁽²⁾ For imports of oil falling within this tariff subheading :

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 6 u.a./100 kg ;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 4.80 u.a./100 kg.

⁽³⁾ For imports of oil falling within this tariff subheading and produced entirely in one of the countries listed below and transported directly from any of those countries to the Community, the levy to be collected is reduced by :

(a) Greece and Spain : 0.50 u.a./100 kg ;

(b) Turkey : 18.50 u.a./100 kg provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force ;

(c) Algeria, Morocco, Tunisia : 20.50 u.a./100 kg provided that the operator furnishes proof of having paid the export tax applied by those countries ; however, the repayment may not exceed the amount of the tax in force.

⁽⁴⁾ Pursuant in Article 3 of Regulations (EEC) No 2843/76 and (EEC) No 2844/76, no import levy is collected on oil-cake and other residues falling within subheading 23.04 A of the Common Customs Tariff and having an oil content of not more than 3 %.

COMMISSION REGULATION (EEC) No 857/78**of 27 April 1978****establishing the list of pigmeat products eligible for the advance fixing of export refunds**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as amended by Regulation (EEC) No 367/76⁽²⁾, and in particular Article 15 (6) thereof,

Whereas, under Article 5 (3) of Council Regulation (EEC) No 2768/75 of 29 October 1975 laying down general rules for granting export refunds on pigmeat and criteria for fixing the amount of such refunds⁽³⁾, it may be decided that refunds for pigmeat products shall, upon request, be fixed in advance ;

Whereas, in order to apply this system of advance fixing of refunds, the list of products eligible for advance fixing in the present state of the market

should be drawn up ; whereas this list may be amended according to the way in which the market in pigmeat develops ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The export refunds provided for in Article 15 of Regulation (EEC) No 2759/75 shall, upon request, be fixed in advance for the products listed in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 1.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

ANNEX

CCT heading No	Description
01.03	Live swine : A. Domestic species : II. Other : b) Other
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen : A. Meat : III. Of swine : a) Of domestic swine : 1. Carcases or half carcases, with or without heads, feet or flare fat 2. Hams and cuts of hams, unboned (bone-in) 3. Shoulders (fores) and cuts of shoulders, unboned (bone-in) 4. Loins and cuts of loins, unboned (bone-in) 5. Bellies (streaky) and cuts of bellies 6. Other : ex aa) Boned or boneless and frozen : (11) Hams, shoulders and loins and cuts thereof ex bb) Other : (11) Hams, shoulders and loins and cuts thereof
02.06	Meat and edible meat offal (except poultry liver), salted, in brine, dried or smoked : B. Meat and edible meat offals of domestic swine : I. Meat : b) Dried or smoked : 2. Bacon sides, spencers, $\frac{3}{4}$ sides or middles : cc) $\frac{3}{4}$ sides or middles 3. Hams and cuts of hams, unboned (bone-in) : aa) Slightly dried or slightly smoked bb) Other : (11) 'Prosciutto di Parma', 'Prosciutto di San Daniele' (22) Other 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in) : aa) Slightly dried or slightly smoked 5. Loins and cuts of loins, unboned (bone-in) : aa) Slightly dried or slightly smoked

CCT heading No	Description
02.06 (cont'd)	6. Bellies (streaky) and cuts of bellies : aa) Slightly dried or slightly smoked bb) Other 7. Other : ex aa) Slightly dried or slightly smoked : (11) Hams, shoulders and loins, pieces thereof ex bb) Other : (11) 'Prosciutto di Parma', 'Prosciutto di San Daniele', pieces thereof (22) Hams, shoulders and loins, pieces thereof
ex 16.01	Sausages and the like, of meat, meat offal, or animal blood, suitable for human consumption : A. Liver sausages B. Other : I. Sausages, dry or for spreading, uncooked II. Other
ex 16.02	Other prepared or preserved meat or meat offal, suitable for human consumption : A. Liver : II. Other B. Other : III. Other : a) Containing meat or offals of domestic swine : 2. Other, containing by weight : aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin : 11. Hams, fillets and loins, pieces thereof (a) 22. Shoulders and pieces thereof (a) 33. Other bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

(a) However, the refund shall not be fixed in advance for products exported to the United States of America (including Puerto Rico).

COMMISSION REGULATION (EEC) No 858/78

of 27 April 1978

laying down special detailed rules of application of the system of certificates for advance fixing of the refund in the pigmeat sector and amending Regulation (EEC) No 193/75

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as amended by Regulation (EEC) No 367/76⁽²⁾, and in particular Articles 15 (6) and 22 thereof,

Whereas Article 5 (3) of Council Regulation (EEC) No 2768/75 of 29 October 1975 laying down general rules for granting export refunds on pigmeat and criteria for fixing the amount of such refunds⁽³⁾ provides that the refund may, upon request by the party concerned, be fixed in advance;

Whereas Commission Regulation (EEC) No 857/78 of 27 April 1978⁽⁴⁾ established the list of pigmeat products eligible for the advance fixing of export refunds;

Whereas Article 6 of Regulation (EEC) No 2768/75 instituted a certificate of advance fixing in the pigmeat sector;

Whereas Commission Regulation (EEC) No 193/75 of 17 January 1975 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products⁽⁵⁾, as last amended by Regulation (EEC) No 1470/77⁽⁶⁾, should be extended to cover these certificates;

Whereas, in particular, the period of validity and the amount of the security applicable to each certificate should be fixed; whereas, moreover, there should be regular communications regarding the advance certificates issued; whereas the special rules for this Regulation supplement the provisions of Regulation (EEC) No 193/75;

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

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EEC) No 193/75 the following indent is hereby added after the twelfth indent:

‘— Article 6 of Regulation (EEC) No 2768/75 (pigmeat).’

Article 2

Certificates for advance fixing of the refund shall be valid from their date of issue within the meaning of Article 9 (1) of Regulation (EEC) No 193/75 until the end of the second month following the month of issue.

Article 3

The amount of the security in respect of certificates for advance fixing of the refund shall be:

- (a) four units of account per 100 kilograms live weight for products falling within subheading 01.03 A II b);
- (b) four units of account per 100 kilograms net for products falling within subheadings 02.01 A III a) 5 and 16.02 B III a) 2 cc);
- (c) eight units of account per 100 kilograms net for other products.

Article 4

1. Where for a product:

- the refund may be fixed in advance only for certain destinations, or
- the refund is fixed at different rates according to destination,

the application for a certificate for advance fixing of the refund and the certificate itself shall indicate the destination in question in Section 13.

The licence shall carry with it an obligation to export the goods to this destination.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 1.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

⁽⁴⁾ See page 15 of this Official Journal.

⁽⁵⁾ OJ No L 25, 31. 1. 1975, p. 10.

⁽⁶⁾ OJ No L 162, 1. 7. 1977, p. 11.

2. Furthermore, when advance fixing of the refund for certain or all destinations is possible only in respect of products covered by part of a subheading of the Common Customs Tariff, Section 12 of the application for a certificate and of the certificate itself shall contain the description of that part of the subheading of the Common Customs Tariff, and the tariff number entered in Section 8 shall be preceded by the expression 'ex'.

The certificate shall apply only to the product thus described.

Article 5

Before the tenth day of each month, and for the first time before 10 June 1978, the Member States shall communicate to the Commission, by product, the quantities in respect of which, during the preceding calendar month, certificates for advance fixing of the refund were issued, specifying the destination of the product where Article 4 (1) applies.

Article 6

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION RECOMMENDATION No 859/78/ECSC

of 27 April 1978

providing for the suspension of provisional anti-dumping duties 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 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 15 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 120/78/ECSC⁽⁵⁾ and No 121/78/ECSC⁽⁶⁾, provisional anti-dumping duties in relation to imports of steel products originating in Czechoslovakia ;

Whereas since that time certain arrangements have been made between the Community and Czechoslovakia with respect to trade in steel products ;

Whereas these arrangements, which the Commission deems reasonable, allow the further application of provisional anti-dumping duties to be suspended, without prejudice however to the subsequent decision of the Commission with respect to the treatment to be accorded to the amounts guaranteed by way of provisional duty,

HAS ADOPTED THIS RECOMMENDATION :

Article 1

The application of provisional anti-dumping duties established by Commission recommendations No 112/78/ECSC, No 119/78/ECSC, No 120/78/ECSC and No 121/78/ECSC, in relation to imports of steel products originating in Czechoslovakia, is suspended from the date of the entry into force of this recommendation.

This recommendation does not prejudice the decision which the Commission may take subsequently with respect to the treatment to be accorded to the sums guaranteed up to this date by way of provisional duties.

No other anti-dumping duty or other similar measures will be applied to imports of steel products falling under the ECSC Treaty and originating in Czechoslovakia unless a counter-recommendation is made by the Commission.

Article 2

This recommendation is addressed to the Member States. It will 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, 27 April 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽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. 7.

⁽⁶⁾ OJ No L 19, 24. 1. 1978, p. 9.

COMMISSION REGULATION (EEC) No 860/78**of 27 April 1978****fixing the import levies on products processed from cereals and rice**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 709/78⁽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 last amended by Regulation (EEC) No 709/78 and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied to calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation (EEC) No 1418/76; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice⁽⁴⁾, as last amended by Regulation (EEC) No 2650/77⁽⁵⁾, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first 25 days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation, is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

Whereas Commission Regulation (EEC) No 1579/74 of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for these products and for compound feedingstuffs manufactured from cereals⁽⁶⁾, last amended by Regu-

lation (EEC) No 1997/75⁽⁷⁾, provides that the levy thus determined, increased by the fixed component, is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 2.5 units of account per tonne from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75⁽⁸⁾, as amended by Regulation (EEC) No 2415/75⁽⁹⁾, laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75; whereas, in accordance with Regulation (EEC) No 2742/75⁽¹⁰⁾, as last amended by Regulation (EEC) No 2560/77, the variable component of the levy on certain processed products must be reduced by the incidence of the production refund granted in respect of basic products intended for processing;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States or in the 'overseas countries and territories', the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'⁽¹¹⁾, as last amended by Regulation (EEC) No 3013/77⁽¹²⁾;

Whereas Article 4 (2) of Regulation (EEC) No 2744/75 provides that the levy to be charged on the products listed in the Annex to that Regulation under subheading 07.06 A is limited, with effect from the date of entry into force of the Geneva Protocol (1967) annexed to the General Agreement on tariffs and

(1) OJ No L 281, 1. 11. 1975, p. 1.

(2) OJ No L 94, 8. 4. 1978, p. 9.

(3) OJ No L 166, 25. 6. 1976, p. 1.

(4) OJ No L 281, 1. 11. 1975, p. 65.

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

(6) OJ No L 168, 25. 6. 1974, p. 7.

(7) OJ No L 202, 1. 8. 1975, p. 57.

(8) OJ No L 195, 26. 7. 1975, p. 25.

(9) OJ No L 247, 23. 9. 1975, p. 22.

(10) OJ No L 281, 1. 11. 1975, p. 57.

(11) OJ No L 85, 31. 3. 1976, p. 2.

(12) OJ No L 355, 31. 12. 1977, p. 31.

trade, to the amount resulting from application of the rate of duty bound within GATT ;

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

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

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided

for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation (EEC) No 1418/76 and subject to Regulation (EEC) No 2744/75 are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the import levies on products
processed from cereals and rice

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
07.06 A	14.12 ⁽¹⁾	12.62 ⁽¹⁾⁽⁵⁾
11.01 C ⁽²⁾	146.21	141.21
11.01 D ⁽²⁾	147.00	142.00
11.01 E I ⁽²⁾	134.96	129.96
11.01 E II ⁽²⁾	76.14	73.64
11.01 F ⁽²⁾	38.21	35.71
11.01 G ⁽²⁾	84.77	82.27
11.02 A II ⁽²⁾	151.84	146.84
11.02 A III ⁽²⁾	146.21	141.21
11.02 A IV ⁽²⁾	147.00	142.00
11.02 A V a) 1 ⁽²⁾	134.96	129.96
11.02 A V a) 2 ⁽²⁾	134.96	129.96
11.02 A V b) ⁽²⁾	76.14	73.64
11.02 A VI ⁽²⁾	38.21	35.71
11.02 A VII ⁽²⁾	84.77	82.27
11.02 B I a) 1 ⁽²⁾	128.02	125.52
11.02 B I a) 2 aa)	82.97	80.47
11.02 B I a) 2 bb) ⁽²⁾	144.50	142.00
11.02 B I b) 1 ⁽²⁾	128.02	125.52
11.02 B I b) 2 ⁽²⁾	144.50	142.00
11.02 B II a) ⁽²⁾	119.55	117.05
11.02 B II b) ⁽²⁾	111.00	108.50
11.02 B II c) ⁽²⁾	118.02	115.52
11.02 B II d) ⁽²⁾	131.56	129.06
11.02 C I ⁽²⁾	143.32	140.82
11.02 C II ⁽²⁾	133.03	130.53
11.02 C III ⁽²⁾	201.13	196.13
11.02 C IV ⁽²⁾	128.72	126.22
11.02 C V ⁽²⁾	118.02	115.52
11.02 C VI ⁽²⁾	131.56	129.06
11.02 D I ⁽²⁾	92.27	89.77
11.02 D II ⁽²⁾	85.71	83.21
11.02 D III ⁽²⁾	82.52	80.02
11.02 D IV ⁽²⁾	82.97	80.47
11.02 D V ⁽²⁾	76.14	73.64
11.02 D VI ⁽²⁾	84.77	82.27
11.02 E I a) 1 ⁽²⁾	82.52	80.02
11.02 E I a) 2 ⁽²⁾	82.97	80.47
11.02 E I b) 1 ⁽²⁾	161.90	156.90
11.02 E I b) 2 ⁽²⁾	162.78	157.78
11.02 E II a) ⁽²⁾	163.42	158.42
11.02 E II b) ⁽²⁾	151.84	146.84
11.02 E II c) ⁽²⁾	134.96	129.96
11.02 E II d) 1 ⁽²⁾	65.64	60.64
11.02 E II d) 2 ⁽²⁾	150.19	145.19
11.02 F I ⁽²⁾	163.42	158.42
11.02 F II ⁽²⁾	151.84	146.84

(u.a./tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 F III ⁽²⁾	146.21	141.21
11.02 F IV ⁽²⁾	147.00	142.00
11.02 F V ⁽²⁾	134.96	129.96
11.02 F VI ⁽²⁾	38.21	35.71
11.02 F VII ⁽²⁾	84.77	82.27
11.02 G I	71.01	66.01
11.02 G II	59.15	54.15
11.04 C I	16.62	11.12 ⁽⁵⁾
11.04 C II a)	105.87	85.87 ⁽⁵⁾
11.04 C II b)	133.24	113.24 ⁽⁵⁾
11.07 A I a)	165.66	156.66
11.07 A I b)	126.05	117.05
11.07 A II a)	148.64 ⁽⁴⁾	139.64
11.07 A II b)	113.34	104.34
11.07 B	130.60 ⁽⁴⁾	121.60
11.08 A I	105.87	88.87
11.08 A II	44.96	19.46
11.08 A III	157.18	140.18
11.08 A IV	105.87	88.87
11.08 A V	105.87	44.43 ⁽⁵⁾
11.09	404.88	254.88
17.02 B II a) ⁽³⁾	195.92	115.92
17.02 B II b) ⁽³⁾	143.87	88.87
21.07 F II	143.87	88.87
23.02 A I a)	23.87	23.87
23.02 A I b)	76.36	76.36
23.02 A II a)	19.10	19.10
23.02 A II b)	76.36	76.36
23.03 A I	260.40	110.40

⁽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 polarimetric method), referred to dry matter, exceeding 45 % by weight,
 - an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.
- Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

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

⁽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) e b),
- arrowroot starch falling within subheading ex 11.08 A V.

COMMISSION REGULATION (EEC) No 861/78

of 27 April 1978

fixing the import levies on compound feedingstuffs

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organi-
zation of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 709/78⁽²⁾, and in particular
Article 14 (4) thereof,

Having regard to the opinion of the Monetary
Committee,

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

Whereas the levy thus determined, increased by the
fixed component, is valid for one month; whereas the
amount of the fixed component of the levy is speci-
fied in Article 6 of Regulation (EEC) No 2743/75, as
amended by Regulation (EEC) No 2560/77⁽⁴⁾;

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

amount of the fixed component and, in respect of
some of these products, by part of the variable compo-
nent; whereas this reduction must be made in accor-
dance with Article 12 of Council Regulation (EEC)
No 706/76 of 30 March 1976 on the arrangements
applicable to agricultural products and certain goods
resulting from the processing of agricultural products
originating in the African, Caribbean and Pacific
States or in the 'overseas countries and territories'⁽⁵⁾;
as last amended by Regulation (EEC) No 3013/77⁽⁶⁾;

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

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

Whereas, in accordance with Article 18 (1) of Regula-
tion (EEC) No 2727/75 the nomenclature provided for
in this Regulation is incorporated in the Common
Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 1 May 1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 60.

⁽⁴⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁵⁾ OJ No L 85, 31. 3. 1976, p. 2.

⁽⁶⁾ OJ No L 355, 31. 12. 1977, p. 31.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the import levies on compound feedingstuffs

(u.a./tonne)

CCT heading No	Nomenclature in simplified wording	Levies	
		Third countries (other than ACP and OCT)	ACP and OCT
	Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 21.07 F I) containing starch, glucose or glucose syrup:		
	Containing no starch or containing 10 % or less by weight of starch:		
23.07 B I a) 1	— Containing no milk products or containing less than 10 % by weight of such products	20.55	11.55
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	450.27	441.27
	Containing more than 10 % but not more than 30 % by weight of starch:		
23.07 B I b) 1	— Containing no milk products or containing less than 10 % by weight of such products	45.10	36.10
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	474.82	465.82
	Containing more than 30 % by weight of starch:		
23.07 B I c) 1	— Containing no milk products or containing less than 10 % by weight of such products	81.20	72.20
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	510.92	501.92

COMMISSION REGULATION (EEC) No 862/78

of 27 April 1978

fixing the export refunds on 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 organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽²⁾, and in particular the
fourth subparagraph of Article 16 (2) thereof;

Having regard to the opinion of the Monetary
Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75
provides that the difference between quotations or
prices on the world market for the products listed in
Article 1 of those Regulations and prices for those
products within the Community may be covered by
an export refund;

Whereas Article 2 of 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⁾,
provides that when refunds are being fixed account
must be taken of the existing situation and the future
trend with regard to prices and availabilities of cereals
on the Community market on the one hand and
prices for cereals on the world market on the other;
whereas the same Article provides that it is also impor-
tant to ensure equilibrium and the natural develop-
ment of prices and trade on the markets in cereals
and, furthermore, to take into account the economic
aspect of the proposed exports, and the need to avoid
disturbances on the Community market;

Whereas Council Regulation (EEC) No 2744/75 of 29
October 1975 on the import and export system for
products processed from cereals and from rice⁽⁴⁾, as
last amended by Regulation (EEC) No 2560/77,
defines the specific criteria to be taken into account
when the refund on these products is being calcu-
lated;

Whereas it follows from applying these rules and
criteria to the present situation on the market in
products processed from cereals and rice that the
export refund should be fixed at an amount which
will cover the difference between Community prices
and world market prices;

Whereas the world market situation or the specific
requirements of certain markets may make it neces-
sary to vary the refund for certain products according
to destination;

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 once a month;
whereas it may be altered in the intervening period;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on malt listed in Article 1 (d) of
Regulation (EEC) No 2727/75 subject to Regulation
(EEC) No 2744/75 are hereby fixed as shown in the
Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 April
1978.

⁽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 281, 1. 11. 1975, p. 65.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the export refunds on malt

(u.a. / tonne)	
CCT heading No	Refund
11.07 A I b)	0
11.07 A II b)	75.00
11.07 B	87.41

COMMISSION REGULATION (EEC) No 863/78

of 27 April 1978

fixing the corrective amount applicable to the refund on 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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 709/78⁽²⁾, and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

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⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the export licence; whereas, in this case, the corrective amount must be applied to the refund;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last amended by Regulation (EEC) No 2560/77⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (d) of Regulation (EEC) No 2727/75;

Whereas Regulation (EEC) No 1281/75⁽⁶⁾ laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed in respect of malt, account must be taken of the existing situation and the future trend with regard to the possibilities and conditions for the sale of the cereals concerned and of malt on the world market; whereas the same Regulation also provides that account must be taken of the quantity of

cereals needed for making malt, the economic aspect of exports and the need to prevent disturbances on the Community market;

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

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure; whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts 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 preceding subparagraph;

Whereas it follows from applying the provisions referred to above that the corrective amount must be fixed as shown in the tables annexed to this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to export refunds fixed in advance in respect of malt is hereby fixed as shown in the tables annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 May 1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁶⁾ OJ No L 131, 22. 5. 1975, p. 15.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the corrective amount applicable to the refund on malt

(u.a./tonne)

CCT heading No	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10
11.07 A I a)	0	0	0	0	0	—
11.07 A I b)	0	0	0	0	0	—
11.07 A II a)	0	0	0	0	0	—
11.07 A II b)	0	0	0	0	0	—75·00
11.07 B	0	0	0	0	0	—87·41

(u.a./tonne)

CCT heading No	6th period 11	7th period 12	8th period 1	9th period 2	10th period 3	11th period 4
11.07 A I a)	—	—	—	—	—	—
11.07 A I b)	—	—	—	—	—	—
11.07 A II a)	—	—	—	—	—	—
11.07 A II b)	—75·00	—75·00	—75·00	—75·00	—75·00	—75·00
11.07 B	—87·41	—87·41	—87·41	—87·41	—87·41	—87·41

COMMISSION REGULATION (EEC) No 864/78

of 27 April 1978

fixing the refunds applicable to cereals and wheat or rye flour groats and meal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular the first sentence of the fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund;

Whereas Article 2 of Council Regulation No (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⁾, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and prices for cereals and cereal products on the world market on the other; whereas the same article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas Article 3 of Regulation (EEC) No 2746/75 defines the specific criteria to be taken into account when the refund on cereals is being calculated;

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation (EEC) No 2746/75; whereas, furthermore, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture; whereas

these quantities were fixed in Regulation No 162/67/EEC⁽⁴⁾, as amended by Regulation (EEC) No 1607/71⁽⁵⁾;

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

Whereas the refund must be fixed at least once a month; whereas it may be altered in the intervening period;

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 it follows from applying the rules outlined above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be fixed as 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 Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 April 1978.

⁽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 128, 27. 6. 1967, p. 2574/67.

⁽⁵⁾ OJ No L 168, 27. 7. 1971, p. 16.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the refunds applicable to cereals and wheat or rye flour groats and meal

CCT heading No	Description	Refund (u.a. / tonne)
10.01 A	Common wheat and meslin	0
10.01 B	Durum wheat	0
10.02	Rye :	
	— for exports to :	
	— Switzerland, Austria and Liechtenstein	55.00
	— other third countries	65.00
10.03	Barley :	
	— for exports to :	
	— Switzerland, Austria and Liechtenstein	50.00
	— Zones I, II, III, IV and VI	0
	— other third countries	55.00
10.04	Oats	0
10.05 B	Maize, other than hybrid maize for sowing	—
10.07 C	Grain sorghum	—
ex 11.01 A	Wheat flour :	
	— of an ash content of 0 to 520	92.00
	— of an ash content of 521 to 600	92.00
	— of an ash content of 601 to 900	82.00
	— of an ash content of 901 to 1 100	82.00
	— of an ash content of 1 101 to 1 650	72.00
	— of an ash content of 1 651 to 1 900	72.00
ex 11.01 B	Rye flour :	
	— of an ash content of 0 to 700	45.00
	— of an ash content of 701 to 1 150	45.00
	— of an ash content of 1 151 to 1 600	45.00
	— of an ash content of 1 601 to 2 000	45.00
11.02 A I a)	Durum wheat groats and meal :	
	— of an ash content of 0 to 950	155.00
	— of an ash content of 951 to 1 300	155.00
	— of an ash content of 1 301 to 1 500	155.00
11.02 A I b)	Common wheat groats and meal :	
	— of an ash content of 0 to 520	92.00

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977).

COMMISSION REGULATION (EEC) No 865/78

of 27 April 1978

fixing the corrective amount applicable to the refund on cereals

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 709/78⁽²⁾, and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

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⁾,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the export licence; whereas, in this case, the corrective amount must be applied to the refund;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last amended by Regulation (EEC) No 2560/77⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (c) of Regulation (EEC) No 2727/75;

Whereas Regulation (EEC) No 1281/75⁽⁶⁾ laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Commu-

nity market on the one hand and prices for cereals and cereal products on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas for the products listed in Article 1 (c) of Regulation (EEC) No 2727/75 account should be taken of the specific criteria laid down in Article 2 (2) of Regulation (EEC) No 1281/75;

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

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure;

Whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts 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 preceding subparagraph;

Whereas it follows from applying the provisions referred to above that the corrective amount must be fixed as shown in the table annexed to this Regulation;

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁶⁾ OJ No L 131, 22. 5. 1975, p. 15.

HAS ADOPTED THIS REGULATION :

export refunds fixed in advance in respect of cereals is hereby fixed as shown in the table annexed to this Regulation.

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the corrective amount applicable to the refund on cereals

(u.a. / tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10	6th period 11
10.01 A	Common wheat, and meslin	0	0	0	—	—	—	—
10.01 B	Durum wheat	0	0	0	—	—	—	—
10.02	Rye	0	0	0	0	0	—	—
10.03	Barley	0	0	0	—	—	—	—
10.04	Oats	0	0	0	—	—	—	—
10.05 B	Maize other than hybrid maize for sowing	—	—	—	—	—	—	—
10.07 C	Grain sorghum	—	—	—	—	—	—	—
11.01 A	Common wheat flour	0	0	0	0	0	—	—
11.01 B	Rye flour	0	0	0	0	0	—	—
11.02 A I a)	Durum wheat groats and meal	0	0	0	0	0	—	—
11.02 A I b)	Common wheat groats and meal	0	0	0	0	0	—	—

N.B. The zones are those defined in Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977).

COMMISSION REGULATION (EEC) No 866/78**of 27 April 1978****fixing the amount of the subsidy on oil seeds**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 27 (4) thereof,

Whereas the amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC was fixed by Regulation (EEC) No 190/78⁽³⁾, as last amended by Regulation (EEC) No 797/78⁽⁴⁾;

Whereas in the absence of the indicative price for the 1978/79 marketing year and in the absence of the amount for the monthly increase for September 1978 for colza and rape seed in case of pre-fixation for the months of July, August and September 1978 the amount of subsidy on these products has been obtainable only on the basis of the indicative price for the months of July, August and September 1977 and on the basis of the monthly increase for September 1977, this amount may, therefore, be applied on a temporary basis and should be confirmed or replaced when the indicative price for the 1978/79 marketing year and this increase are known;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 190/78 to the information at present available to the Commission, that the amount of the subsidy at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

1. The amount of the subsidy referred to in Article 27 of Regulation No 136/66/EEC is hereby fixed as shown in the table annexed to this Regulation.
2. The amount of the subsidy for the months of July, August and September 1978 will, however, as for colza and rape seeds, be confirmed or replaced as from 28 April 1978 to take into account the indicative price which is fixed for these products for the 1978/79 marketing year and the amount of the monthly increase for the month of September 1978.

Article 2

This Regulation shall enter into force on 28 April 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 27, 1. 2. 1978, p. 24.

⁽⁴⁾ OJ No L 107, 21. 4. 1978, p. 7.

*ANNEX***to the Commission Regulation of 27 April 1978 fixing the amount of the subsidy on oil seeds**

Subsidy applicable from 28 April 1978 to colza and rape seeds (CCT heading No ex 12.01) and sunflower seeds (CCT heading No ex 12.01) (u.a./100 kg)

	Colza and rape seed	Sunflower seed
Subsidy	8·919	10·839
Subsidy in the case of advance fixing :		
— for the month of April 1978	8·919	10·839
— for the month of May 1978	8·919	10·839
— for the month of June 1978	8·919	10·839
— for the month of July 1978	6·857 ⁽¹⁾	10·905
— for the month of August 1978	7·366 ⁽¹⁾	—
— for the month of September 1978	7·670 ⁽¹⁾	—

⁽¹⁾ Subject to confirmation.

COMMISSION REGULATION (EEC) No 867/78

of 27 April 1978

fixing the world market price for colza and rape seed

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the markets in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾,

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

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

Having regard to the opinion of the Monetary Committee,

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

Whereas the world market price should be determined in accordance with the rules and the criteria set out in Commission Regulation (EEC) No 190/78 of 31 January 1978 fixing the amount of the subsidy

on oil seeds⁽⁷⁾, as last amended by Regulation (EEC) No 866/78⁽⁸⁾;

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 28 April 1978.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 167, 25. 7. 1972, p. 9.

⁽⁴⁾ OJ No L 357, 28. 12. 1973, p. 6.

⁽⁵⁾ OJ No L 236, 24. 8. 1973, p. 28.

⁽⁶⁾ OJ No L 143, 10. 6. 1977, p. 9.

⁽⁷⁾ OJ No L 27, 1. 2. 1978, p. 24.

⁽⁸⁾ See page 35 of this Official Journal.

*ANNEX***World market price applicable from 28 April 1978 for colza and rape seed (CCT heading No ex 12.01)**

	<i>u.a./100 kg⁽¹⁾</i>
World market price	21.739
World market price where the subsidy is fixed in advance :	
— for the month of April 1978	21.739
— for the month of May 1978	21.739
— for the month of June 1978	21.739
— for the month of July 1978	21.673
— for the month of August 1978	21.164
— for the month of September 1978	21.164

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

1 u.a. = DM	3.15665
1 u.a. = Fl	3.35507
1 u.a. = Bfr/Lfr	48.6572
1 u.a. = FF	7.04891
1 u.a. = Dkr	8.56656
1 u.a. = £	0.829717
1 u.a. = I £	0.829717
1 u.a. = Lit	1 313.81

COMMISSION REGULATION (EEC) No 868/78

of 27 April 1978

introducing a countervailing charge on tomatoes originating in Bulgaria

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 25a (1) of Regulation (EEC) No 1035/72 provides that, if the entry price of a product imported from a non-member country is alternatively above and below the reference price for five to seven consecutive market days a countervailing charge is introduced in respect of that non-member country, save in exceptional cases; whereas that charge is introduced when three entry prices fall below the reference price and one of those entry prices is at least 0.5 unit of account below the reference price; whereas that charge is equal to the difference between the reference price and the last available entry price by at least 0.5 unit of account below the reference price;

Whereas Commission Regulation (EEC) No 585/78 of 22 March 1978 fixing the reference price for tomatoes for the month of April 1978⁽³⁾ fixed the reference price for products of Class I for the month of April 1978 at 103.07 units of account per 100 kilograms net;

Whereas the entry price for a given exporting country is equal to the lowest on the average of 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 referred to in Article 24 (3) of Regulation (EEC) No 1035/72; whereas the meaning of representative price 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 668/78⁽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 Article 1 (2) of Regulation (EEC) No 585/78;

Whereas for Bulgarian tomatoes the entry prices calculated in this way have for seven consecutive market days been alternatively above and below the reference price; whereas three of these entry prices are more than 0.5 unit of account below the reference price; whereas a countervailing charge should therefore be introduced for tomatoes originating in Bulgaria;

Whereas in accordance with the provisions of Article 26 (2) of Regulation (EEC) No 1035/72 that charge is applied in principle for six days;

Whereas if the system is to operate normally it should be calculated on 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,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 13.59 units of account per 100 kilograms net is applied to tomatoes (subheading ex 07.01 M of the Common Customs Tariff) originating in Bulgaria.

Article 2

This Regulation shall enter into force on 29 April 1978. Subject to the provisions of the second subparagraph of Article 26 (2) of Regulation (EEC) No 1035/72, this Regulation shall be applicable until 4 N 1978.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 79, 23. 3. 1978, p. 28.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 90, 5. 4. 1978, p. 5.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 869/78

of 27 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 organization 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 847/78⁽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 28 April 1978.

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

Done at Brussels, 27 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 115, 27. 4. 1978, p. 42.

ANNEX

to the Commission Regulation of 27 April 1978 fixing the import levies on white sugar and raw sugar

CCT heading No	Description	Levy (u.d. / 100 kg)
17.01	Beet sugar and cane sugar, in solid form : A. White sugar ; flavoured or coloured sugar B. Raw sugar	26.51 21.65 ⁽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 17 March 1978

authorizing the United Kingdom not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, coated with vinyl, falling within heading No ex 60.02 of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the English text is authentic)

(78/403/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 9 March 1978 by the United Kingdom Government to the Commission of the European Communities, for authorization not to apply Community treatment to gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, coated with vinyl, falling within heading No ex 60.02 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 this third 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, 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 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 United Kingdom is authorized not to apply Community treatment to the products indicated

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

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 27 February 1978 and are, on the date of this Decision, pending with the British authorities:

CCT heading No	Description
ex 60.02	Gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, coated with vinyl

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 17 March 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION DECISION

of 20 March 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to women's, girls' and infants' woven and knitted or crocheted dresses, of wool, cotton or man-made textile fibres, falling within heading No ex 60.05 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)

(78/404/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 14 March 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' woven and knitted or crocheted dresses of wool, cotton or man-made textile fibres, falling within heading No ex 60.05 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 individual markets; whereas for that reason disparities persist between the import conditions in the various Member States, and 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;

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 ⁽³⁾ 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 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

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 39, 9. 2. 1978.

⁽³⁾ OJ No L 121, 3. 6. 1971, p. 26.

for import licences were lodged after the date of this Decision :

CCT heading No	Description
ex 60.05	Women's, girls' and infants' woven and knitted or crocheted dresses, of wool, cotton or 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, 20 March 1978.

For the Commission

Antonio GIOLITTI

Member of the Commission

COMMISSION DECISION

of 20 March 1978

authorizing the French Republic not to apply Community treatment to bleached or unbleached cotton fabric and woven fabrics of man-made fibres (discontinuous or waste), falling within heading No ex 55.09 or subheading ex 56.07 A of the Common Customs Tariff, originating in Thailand and in free circulation in the other Member States

(Only the French text is authentic)

(78/405/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 15 March 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to bleached or unbleached cotton fabric and woven fabrics of man-made fibres (discontinuous or waste), falling within heading No ex 55.09 or subheading ex 56.07 A of the Common Customs Tariff, originating in Thailand and in free circulation in the other Member States,

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

Whereas under that Agreement Thailand 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 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 and a progressive decline in its market share;

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 Thailand 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 55.09 or ex 56.07 A	Bleached or unbleached cotton fabric and woven fabrics of man-made fibres (discontinuous or waste)

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

• *Article 2*

Done at Brussels, 20 March 1978.

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

Article 3

This Decision is addressed to the French Republic.

For the Commission

Guido BRUNNER

Member of the Commission

COMMISSION DECISION

of 17 April 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)

(78/406/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 April 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 this 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 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 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
62.04	Tents

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, 17 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 17 April 1978

authorizing the French Republic not to apply Community treatment to garments, clothing accessories and umbrellas, falling within heading No ex 61.01, ex 61.02, 61.03 or 66.01 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)

(78/407/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 11 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to garments, clothing accessories and umbrellas, falling within heading No ex 61.01, ex 61.02, 61.03 or 66.01 of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in the People's Republic of China is, in accordance with the Council Decision of 20 December 1977⁽¹⁾, subject to an annual quota, which has been taken up;

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 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⁽²⁾ 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 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 were lodged after 29 March 1978:

CCT heading No	Description
ex 61.01, ex 61.02, 61.03 or 66.01	Garments, clothing accessories and umbrellas

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 17 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 17 April 1978

authorizing the French Republic not to apply Community treatment to garments, falling within heading No 61.01, 61.02 or 61.03 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States

(Only the French text is authentic)

(78/408/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 4 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to garments, falling within heading No 61.01, 61.02 or 61.03 of the Common Customs Tariff, originating in Hungary and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in Hungary is, in accordance with the Council Decision of 20 December 1977⁽¹⁾ subject to an annual quota, which has been wholly taken up;

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 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⁽²⁾ 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 Hungary and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 29 March 1978:

CCT heading No	Description
61.01, 61.02 or 61.03	Garments

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 17 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 17 April 1978

authorizing the French Republic not to apply Community treatment to tableware and other articles of a kind commonly used for domestic and toilet purposes, of porcelain or china or of other kinds of pottery, falling within heading No 69.11 or subheading 69.12 C or D 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)

(78/409/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 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to tableware and other articles of a kind commonly used for domestic and toilet purposes, of porcelain or china or of other kinds of pottery, falling within heading No 69.11 or subheading 69.12 C or D of the Common Customs Tariff, originating in the People's Republic of China and in free circulation in the other Member States,

Whereas in France the importation of the products in question originating in the People's Republic of China is, in accordance with the Council Decision of 20 December 1977⁽¹⁾, subject to a quota, which is being distributed in full;

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 and a progressive decline in its market share;

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;

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⁽²⁾ 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 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 were lodged after 4 April 1978:

CCT heading No	Description
69.11 or 69.12 C or D	Tableware and other articles of a kind commonly used for domestic and toilet purposes, of porcelain or china or of other kinds of pottery

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from the

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

People's Republic of China or until 31 December 1978, whichever is the earlier.

Done at Brussels, 17 April 1978.

For the Commission

Article 3

Étienne DAVIGNON

This Decision is addressed to the French Republic.

Member of the Commission
