

Official Journal

of the European Communities

ISSN 0378-6978

L 117

Volume 21

29 April 1978

English edition

Legislation

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Price : £ 1.65

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 871/78**of 28 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 29 April
1978.

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

Done at Brussels, 28 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 28 April 1978 fixing the import levies on cereals and on wheat or rye flour groats and meal

CCT heading No	Description	Levies (u.a./tonne)
10.01 A	Common wheat, and meslin	87.01
10.01 B	Durum wheat	127.59 (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	208.86
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 872/78

of 28 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 29 April
1978.

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

Done at Brussels, 28 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 28 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
10.01 B	Durum wheat	0	0	0	1.32
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0.82
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

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	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 873/78
of 28 April 1978
fixing the import levies on rice and broken rice

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 709/78 ⁽²⁾, and in particular Article
11 (2) thereof,

Whereas the import levies on rice and broken rice
were fixed by Regulation (EEC) No 87/78 ⁽³⁾, as last
amended by Regulation (EEC) No 835/78 ⁽⁴⁾;

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

the offer prices and today's quotations known to the
Commission that the levies at present in force should
be altered as shown in the table annexed to this Regu-
lation,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 15, 19. 1. 1978, p. 5.

⁽⁴⁾ OJ No L 115, 27. 4. 1978, p. 15.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on rice and broken rice

CCT heading No	Description	Third countries	ACP or OCT ⁽¹⁾ ⁽²⁾
10.06	Rice : A. Paddy rice ; husked rice : I. Paddy rice : a) Round grain b) Long grain II. Husked rice : a) Round grain b) Long grain B. Semi-milled or wholly milled rice : I. Semi-milled rice : a) Round grain b) Long grain II. Wholly milled rice : a) Round grain b) Long grain C. Broken rice :	53.38 74.51 66.73 93.14 141.01 186.30 150.18 199.72 18.92	(u.a. / tonne) 23.69 34.26 30.37 43.57 60.61 83.29 64.84 89.61 6.96

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

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

COMMISSION REGULATION (EEC) No 874/78**of 28 April 1978****fixing the premiums to be added to the import levies on rice and broken rice**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 709/78 ⁽²⁾, and in particular Article
13 (6) thereof,

Whereas the premiums to be added to the levies on
rice and broken rice were fixed by Regulation (EEC)
No 1954/77 ⁽³⁾, as last amended by Regulation (EEC)
No 836/78 ⁽⁴⁾;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in

force, which are to be added to the levies, should be
altered as shown in the table annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 8.

⁽⁴⁾ OJ No L 115, 27. 4. 1978, p. 17.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the premiums to be added to the import levies on rice and broken rice

(u.a. / tonne)					
CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8
10.06	Rice :				
	A. Paddy rice ; husked rice :				
	I. Paddy rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Husked rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	B. Semi-milled or wholly milled rice :				
	I. Semi-milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Wholly milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	C. Broken rice	0	0	0	0

COMMISSION REGULATION (EEC) No 875/78**of 28 April 1978****fixing the export refunds 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 the fourth subparagraph of Article 16 (2) 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 the fourth subparagraph of Article 17 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75 and Article 17 of Regulation (EEC) No 1418/76 provide 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⁽⁴⁾, and Article 2 of Council Regulation (EEC) No 1431/76 of 21 June 1976⁽⁵⁾ laying down general rules for granting export refunds on cereals and rice respectively and criteria for fixing the amount of such refunds, provide 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, rice and broken rice on the Community market on the one hand and prices for cereals, rice and broken rice on the world market on the other; whereas the same Articles provide that it is also important to ensure equilibrium and the natural development of prices and trade on the markets in cereals and rice 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 6 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁶⁾, as last amended by Regulation (EEC) No

2560/77⁽⁷⁾, defines the specific criteria to be taken into account when the refund on these products is being calculated;

Whereas, on the basis of the criteria laid down in Regulation (EEC) No 2744/75, particular account should be taken of the prices and quantities of basic products used to calculate the variable component of the levy; whereas Article 8 of Regulation (EEC) No 2744/75 and Article 1 of Regulation (EEC) No 1077/68⁽⁸⁾, as amended by Regulation (EEC) No 2764/71⁽⁹⁾, provide that the amount of the export refund should, for certain products, be reduced by an amount equal to the production refund granted in respect of the basic product;

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 when the refund is being calculated account should be taken of the quantities of raw materials used to determine the variable component of the levy; whereas the quantities of raw materials used for certain processed products may vary according to the end use of the product; whereas, depending on the manufacturing process used, products other than the main product are obtained, the quantity and value of which may vary with the nature and quality of the main products being manufactured; whereas cumulation of the refunds on the various products manufactured by a single process from the same basic product may make it possible, in certain cases, to export to third countries at prices which are lower than world market prices; whereas the refund on certain products should therefore be limited to an amount which, while allowing access to the world market, will ensure that the aims of the common organization of the markets are respected;

Whereas the refund to be granted in respect of certain processed products should be graduated on the basis of the ash, crude fibre, tegument, protein, fat and starch content of the individual product concerned, this content being a particularly good indicator of the quantity of basic product actually incorporated in the processed product;

⁽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. 78.

⁽⁵⁾ OJ No L 166, 25. 6. 1976, p. 36.

⁽⁶⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁷⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁸⁾ OJ No L 181, 27. 7. 1968, p. 1.

⁽⁹⁾ OJ No L 283, 24. 12. 1971, p. 30.

Whereas there is no need at present to fix an export refund for manioc, other tropical roots and tubers or flours obtained therefrom, given the economic aspect of potential exports and in particular the nature and origin of these products; whereas, for certain products processed from cereals, the insignificance of Community participation in world trade makes it unnecessary to fix an export refund at the present time;

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 Regulation (EEC) No 2806/71 ⁽¹⁾ lays down additional rules for granting export refunds for certain products processed from cereals and rice;

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 Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 284, 28. 12. 1971, p. 9.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the export refunds on products processed from cereals and rice

Number in nomenclature used for refunds	Nomenclature in simplified wording	Refund (u.a./tonne)
11.01 C (I)	Barley flour, of an ash content, referred to dry matter, not exceeding 0.9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % weight	105.91
11.01 C (II)	Barley flour not included under No 11.01 C (I)	0
11.01 D (I)	Oat flour, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a crude fibre content, referred to dry matter, not exceeding 1.8 % by weight, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated	127.80
11.01 D (II)	Oat flour not included under No 11.01 D (I)	0
11.01 E (I)	Maize flour, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight	90.97
11.01 E (II)	Maize flour, of a fat content, referred to dry matter, exceeding 1.3 % but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % by weight	77.98
11.01 E (III)	Maize flour not included under No 11.01 E (I) and (II)	56.53
11.01 F	Rice flour	32.14
11.02 A III (a)	Barley groats and meal, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight	109.44
11.02 A III (b)	Barley groats and meal not included under No 11.02 A III (a)	0
11.02 A IV (a)	Oat groats and meal, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated	127.80
11.02 A IV (b)	Oat groats and meal not included under No 11.02 A IV (a)	0
11.02 A V (a)	Maize groats and meal, of a fat content, referred to dry matter, not exceeding 0.9 % by weight and a crude fibre content, referred to dry matter, not exceeding 0.6 % by weight ⁽¹⁾	129.96
11.02 A V (b)	Maize groats and meal, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight ⁽¹⁾	90.97
11.02 A V (c)	Maize groats and meal, of a fat content, referred to dry matter, exceeding 1.3 % by weight but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1.0 % weight ⁽¹⁾	77.98
11.02 A VI	Rice groats and meal	32.14
11.02 B I a) 1 (aa)	Hulled (shelled or husked) barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight ⁽²⁾	105.91
11.02 B I a) 1 (bb)	Hulled (shelled or husked) barley not included under No 11.02 B I a) 1 (aa) ⁽²⁾	0
11.02 B I a) 2 (aa)	Clipped oats	—
11.02 B I a) 2 bb) (11)	Hulled (shelled or husked) oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.5 % of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated ⁽²⁾	113.60
11.02 B I a) 2 bb) (22)	Hulled (shelled or husked) oats, not included under No 11.02 B I a) 2 bb) (11) ⁽²⁾	0

Number in nomenclature used for refunds	Nomenclature in simplified wording	(u.a./tonne) Refund
11.02 B I b) 1 (aa)	Hulled and sliced or kibbled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight ('Grütze' or 'Grutten') ⁽²⁾	105.91
11.02 B I b) 1 (bb)	Hulled and sliced or kibbled barley, not included under No 11.02 B I b) 1 (aa) ('Grütze' or 'Grutten') ⁽²⁾	0
11.02 B I b) 2 (aa)	Hulled and sliced or kibbled oats, of an ash content, referred to dry matter, not exceeding 2.3 % weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated ('Grütze' or 'Grutten') ⁽²⁾	120.70
11.02 B I b) 2 (bb)	Hulled and sliced or kibbled oats not included under No 11.02 B I b) 2 (aa) ('Grütze' or 'Grutten') ⁽²⁾	0
11.02 B II a) (1)	Hulled (shelled or husked) wheat, not sliced or kibbled ⁽²⁾	0
11.02 C III (a)	Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 1st category ⁽³⁾	141.21
11.02 C III (b)	Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 2nd category ⁽³⁾	112.97
11.02 C IV	Pearled oats ⁽³⁾	0
11.02 D II	Rye not otherwise worked than kibbled	—
11.02 E I b) 1 (aa)	Flaked oats, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight	105.91
11.02 E I b) 1 (bb)	Flaked barley not included under 11.02 E I b) 1 (aa)	—
11.02 E I b) 2 (aa)	Flaked oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated	142.00
11.02 E I b) 2 (bb)	Flaked oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content exceeding 0.1 % but not exceeding 1.5 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated	113.60
11.02 E I b) 2 (cc)	Flaked oats not included under Nos 11.02 E I b) 2 (aa) and 11.02 E I b) 2 (bb)	—
ex 11.02 E II c) (1)	Flaked maize, of a fat content, referred to dry matter, not exceeding 0.9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.7 % by weight	103.97
ex 11.02 E II c) (2)	Flaked maize, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight	84.47
ex 11.02 E II c) (3)	Flaked maize, of a fat content, referred to dry matter, exceeding 1.3 % but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % weight	—
11.02 E II d) 1	Flaked rice	32.14
11.02 F III	Barley pellets	—
11.02 F IV	Oat pellets	—
11.02 F V	Maize pellets	—
11.02 G I	Wheat germ, whole, rolled, flaked or ground	19.80
11.02 G II	Germ of cereals other than wheat, whole, rolled, flaked or ground	16.25

Number in nomenclature used for refunds	Nomenclature in simplified wording	Refund (u.a./tonne)
11.07 A I a)	Unroasted malt, obtained from wheat, in the form of flour	104.96
11.07 A II a)	Unroasted malt, other than that obtained from wheat, in the form of flour	93.56
11.08 A I	Maize starch	88.87
11.08 A II	Rice starch	19.46
11.08 A III	Wheat starch	140.18
11.08 A IV	Potato starch	88.87
11.08 A V	Starches other than maize, rice, wheat, or potato starch	88.87
11.09 A	Dried wheat gluten, of a protein content, referred to dry matter, not exceeding 82 % by weight ($N \times 6.25$)	127.44
17.02 B II a)	Glucose other than glucose containing, in the dry state, 99 % or more by weight of the pure product, in the form of white crystalline powder, whether or not agglomerated ⁽⁴⁾	115.92
17.02 B II b)	Glucose and glucose syrup not containing, in the dry state, 99 % or more by weight of the pure product, other than glucose in the form of white crystalline powder, whether or not agglomerated ⁽⁴⁾	88.87
21.07 F II	Flavoured or coloured glucose and glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated	88.87
23.02 A I a)	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice of a starch content not exceeding 35 % by weight	17.19
23.02 A I b) 2	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content exceeding 35 % by weight, and not having undergone a denaturing process, or of a starch content exceeding 45 % by weight and having undergone denaturing process	17.19
23.02 A II a)	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content not exceeding 28 % by weight and of which the percentage which passes through a sieve with an aperture of 0.2 mm does not exceed 10 % by weight or of which the sifted product has an ash content, calculated on dry matter, not exceeding 1.5 % by weight	17.19
23.02 A II b)	Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, not included under No 23.02 A II a)	17.19
23.03 A I	Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on dry matter, not exceeding 63 % by weight ($N \times 6.25$)	110.40

⁽¹⁾ The export refund is paid in respect of maize, groats and meal :

— of which a percentage not exceeding 30 % passes through a sieve with an aperture of 315 microns,
— of which a percentage not exceeding 5 % passes through a sieve with an aperture of 150 microns.

⁽²⁾ 'Hulled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).

⁽³⁾ 'Pearled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).

⁽⁴⁾ Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading 17.02 B I enjoys the same export refund as the product falling within subheading 17.02 B II.

COMMISSION REGULATION (EEC) No 876/78

of 28 April 1978

fixing the export refunds on cereal-based 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 organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 709/78⁽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 that Regulation 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 and cereal products 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 cereal markets;

Whereas it follows from applying rules and criteria to
the present situation on the market in cereal-based
compound feedingstuffs that the export refund should
be fixed at an amount which will cover the difference
between Community prices and world market prices;

Whereas Article 7 (1) of Council Regulation (EEC) No
2743/75 of 29 October 1975 on the system to be
applied to cereal-based compound feedingstuffs⁽⁴⁾, as
amended by Regulation (EEC) No 2560/77⁽⁵⁾,
provides that, when export refunds on cereal-based
compound feedingstuffs are being fixed, only the
products normally used in the manufacture of

compound feedingstuffs for which a refund may be
fixed should be taken into account;

Whereas Commission Regulation (EEC) No 1913/69
of 29 September 1969 on the granting and the
advance fixing of the export refund on cereal-based
compound feedingstuffs⁽⁶⁾, as amended by Regulation
(EEC) No 3116/75⁽⁷⁾, provides that calculation of the
export refund must be based on the levy applicable to
maize; whereas this calculation must also take
account of the cereal products content; whereas, there-
fore, in the interest of simplification, compound
feedingstuffs should be placed in categories and the
refund for each category should be fixed on the basis
of a quantity of maize which is representative of the
usual cereal products content for the category
concerned; whereas, furthermore, the amount of the
refund must also take into account the possibilities
and conditions for the sale of those products on the
world market, the need to avoid disturbances on the
Community market and the economic aspect of the
export;

Whereas the world market situation or the specific
requirements of certain markets may make it neces-
sary to vary the refund for compound feedingstuffs
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,

⁽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. 60.

⁽⁵⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁶⁾ OJ No L 246, 30. 9. 1969, p. 11.

⁽⁷⁾ OJ No L 309, 29. 11. 1975, p. 64.

HAS ADOPTED THIS REGULATION :

to Regulation (EEC) No 2743/75 are hereby fixed as shown in the Annex to this Regulation.

Article 1

The export refunds on the compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject

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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 28 April 1978 fixing the export refunds on cereal-based compound feedingstuffs

(u.a./tonne)			
CCT heading No	Special specification for refund	Nomenclature in simplified wording	Refund
23.07 B I		Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 2743/75, 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):	
		of a milk powder content of less than 50 % by weight and of cereal products ⁽¹⁾ content by weight :	
	3010	— Exceeding 5 % but not exceeding 15 %	6.50
	4010	— Exceeding 15 % but not exceeding 30 %	16.25
	5010	— Exceeding 30 % but not exceeding 50 %	29.24
	6010	— Exceeding 50 % but not exceeding 65 %	38.99
	7010	— Exceeding 65 %	48.74

⁽¹⁾ 'Cereal products' means the products falling within Chapter 10 and heading Nos 11.01 and 11.02 (excluding subheading 11.02 G) of the Common Customs Tariff.

COMMISSION REGULATION (EEC) No 877/78

of 28 April 1978

fixing the basic amount of the import levy on syrups and certain other sugar products

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 705/78⁽²⁾, and in particular Article 15 (7) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 15 (1) of Regulation (EEC) No 3330/74 provides for charging a levy on imports of the products listed in Article 1 (1) of that Regulation;

Whereas the levy on the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 must be calculated, where appropriate, at a standard rate on the basis of the sucrose content (including other sugars expressed as sucrose) of the product concerned and of the levy on white sugar; whereas, however, the levies on maple sugar and maple syrup are limited to the amount resulting from application of the rate of duty bound within GATT;

Whereas Article 7 of Commission Regulation (EEC) No 837/68 of 28 June 1968 on detailed rules for the application of levies on sugar⁽³⁾, as amended by Regulation (EEC) No 1491/70⁽⁴⁾, provides that the basic amount of the levy for 100 kilograms of product must be fixed per percentage of sucrose content;

Whereas the basic amount of the levy must be equal to one-hundredth of the average of the levies applicable to 100 kilograms of white sugar during the first 20 days of the month preceding the month for which the basic amount of the levy is fixed; whereas, however, the levy applicable to white sugar on the day of the fixing of the basic amount must be substituted for the average of the levies, where that levy differs by at least 0.40 unit of account from that average;

Whereas the basic amount must be fixed every month; whereas it must, however, be altered during the period between the day on which it is fixed and

the first day of the month following the month for which the basic amount is applicable, if the levy on white sugar differs by at least 0.40 unit of account from the average referred to above or from the levy on white sugar used to fix the basic amount; whereas, in this case, the basic amount must be equal to one-hundredth of the levy on white sugar used to calculate the alteration;

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 the basic amount thus fixed must be adjusted on the basis of variations in the threshold price for white sugar occurring between the month in which the basic amount is fixed and the period of application; whereas this adjustment, equal to one-hundredth of the difference between these two threshold prices, must be deducted from or added to the basic amount in the circumstances provided for in Article 7 (6) of Regulation (EEC) No 837/68,

HAS ADOPTED THIS REGULATION:

Article 1

The basic amount of the import levy on the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 is hereby fixed, per 100 kilograms of product, at 0.2651 unit of account per percentage point of sucrose content.

Article 2

This Regulation shall enter into force on 1 April 1978.

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 1.

⁽³⁾ OJ No L 151, 30. 6. 1968, p. 42.

⁽⁴⁾ OJ No L 165, 28. 7. 1970, p. 8.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 878/78

of 28 April 1978

fixing the export refunds on syrups and certain other sugar products exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 705/78⁽²⁾, and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas Article 8 of Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1489/76⁽⁴⁾, provides that the export refund on 100 kilograms of the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 is equal to the basic amount multiplied by the sucrose content, including, where appropriate, other sugars expressed as sucrose; whereas the sucrose content of the product in question is determined in accordance with the provisions of Article 13 of Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁵⁾, as last amended by Regulation (EEC) No 1467/77⁽⁶⁾;

Whereas Article 7 of Regulation (EEC) No 766/68 provides that the basic amount of the refund on sorbose exported in the natural state must be equal to the basic amount of the refund less one-hundredth of the production refund applicable pursuant to Council Regulation (EEC) No 765/68 of 18 June 1968 laying down general rules for the production refund on sugar used in the chemical industry⁽⁷⁾, as last amended by Regulation (EEC) No 2560/77⁽⁸⁾, to the products listed in Annex I to the last mentioned Regulation;

Whereas the basic amount of the refund on the other products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 exported in the natural state must be equal to one-hundredth of an amount which takes account, on the one hand, of the difference between the intervention price for white sugar for the Community area with the largest surplus for the month for which the basic amount is fixed and quotations or prices for white sugar on the world market and, on the other, of the need to establish a balance between the use of Community basic products in the manufacture of processed goods for export to third countries and the use of third country products brought in under inward processing arrangements;

Whereas the application of the basic amount may be limited to some of the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74;

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 refunds referred to above must be fixed every month; whereas they may be altered in the intervening period;

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

HAS ADOPTED THIS REGULATION:

Article 1

The refund to be granted on the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74, exported in the natural state, is hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 May 1978.

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 1.

⁽³⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁴⁾ OJ No L 167, 26. 6. 1976, p. 13.

⁽⁵⁾ OJ No L 50, 4. 3. 1970, p. 1.

⁽⁶⁾ OJ No L 162, 1. 7. 1977, p. 6.

⁽⁷⁾ OJ No L 143, 25. 6. 1968, p. 1.

⁽⁸⁾ OJ No L 303, 28. 11. 1977, p. 1.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 28 April 1978 fixing the export refunds on syrups and certain other sugar products exported in the natural state

(u.a./100 kg)

CCT heading No	Description	Basic amount per percentage point of sucrose content ⁽¹⁾
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel : D. Other sugars and syrups (other than lactose, glucose and maple) : ex II. Other, excluding sorbose E. Artificial honey, whether or not mixed with natural honey ex F. Caramel made from sugar falling within heading No 17.01	 0.2227 0.2227 0.2227
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : IV. Other (than lactose, glucose and isoglucose syrups)	 0.2227

⁽¹⁾ The basic amount is not applicable to syrups which are less than 85 % pure (Regulation (EEC) No 394/70). Sucrose content is determined in accordance with Article 13 of Regulation (EEC) No 394/70.

COMMISSION REGULATION (EEC) No 879/78

of 28 April 1978

fixing the export refunds 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 No 171/67/EEC of 27 June 1967 on export refunds and levies on olive oil⁽⁴⁾, as last amended by Regulation (EEC) No 2429/72⁽⁵⁾, and in particular the first sentence of Article 7 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 18 of Regulation No 136/66/EEC provides that, where prices within the Community are higher than world market prices, the difference between these prices may be covered by a refund when olive oil is exported to third countries;

Whereas Article 8 of Regulation No 162/66/EEC provides that Article 18 of Regulation No 136/66/EEC and the measures taken in application thereof apply, subject to the provisions of the Agreement establishing an Association between the European Economic Community and Greece, to trade between the Community and Greece;

Whereas the rules and other provisions for fixing and granting export refunds on olive oil are contained in Regulations No 171/67/EEC and (EEC) No 616/72⁽⁶⁾, as last amended by Regulation (EEC) No 2962/77⁽⁷⁾;

Whereas Article 2 of Regulation No 171/67/EEC provides that the refund must be the same for the whole Community;

Whereas Article 3 of Regulation No 171/67/EEC provides that when the refund on olive oil is being fixed account must be taken of:

— the existing situation and the future trend with regard to prices and availabilities of olive oil on the Community market and prices for olive oil on the world market;

— the aims of the common organization of the market in olive oil which are to ensure equilibrium and the natural development of prices and trade on this market;

— the need to avoid disturbances on the Community market; and

— the economic aspect of the proposed exports;

Whereas, furthermore, Article 4 of Regulation No 171/67/EEC provides that the said refund must be fixed in accordance with the following criteria:

— olive oil prices in the main producing areas of the Community;

— the most favourable quotations recorded on the various markets of importing third countries and Greece; and

— marketing costs and the most favourable transport charges from Community markets in the main producing areas to ports or other points of export in the Community, as well as costs incurred in placing the goods on the world market;

Whereas Article 5 of Regulation No 171/67/EEC provides that the refund on olive oil may be varied according to destination where the world market situation or the specific requirements of certain markets make this necessary;

Whereas Article 7 of Regulation No 171/67/EEC provides that the refund must be fixed at least once every month; whereas it may, if necessary, be altered in the intervening period;

Whereas it follows from applying these rules and other provisions to the present situation on the market in olive oil and in particular to olive oil prices within the Community and on the markets of third countries and Greece that the refund should be fixed at the amounts shown in the Annex to this Regulation;

(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 130, 28. 6. 1967, p. 2600/67.

(5) OJ No L 264, 23. 11. 1972, p. 1.

(6) OJ No L 78, 31. 3. 1972, p. 1.

(7) OJ No L 348, 30. 12. 1977, p. 53.

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

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

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

HAS ADOPTED THIS REGULATION :

Article 1

The refunds on the products listed in Article 1 (2) (c) of Regulation No 136/66/EEC, exported to third countries and Greece, 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

Export refunds applicable to olive oil from 1 May 1978

(u.a. / 100 kg)

CCT heading No	Description	Refund
15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified :	
A	Olive oil :	
I	Untreated :	
(a)	Virgin olive oil :	
	In immediate packings of a net capacity of 5 kg or less :	
	— destinations mentioned in Article 3 of Commission Regulation (EEC) No 192/75 ⁽¹⁾ as well as on export to European third countries excluding Greece and third countries on the Mediterranean	24.00
	— on export to other third countries excluding Greece, European third countries and third countries on the Mediterranean	24.00
II	Other :	
(a)	Obtained by processing oils falling within subheading 15.07 A I a) or 15.07 A I b), whether or not blended with virgin olive oil :	
	In immediate packings of a net capacity of 5 kg or less :	
	— destinations mentioned in Article 3 of Commission Regulation (EEC) No 192/75 ⁽¹⁾ as well as on export to European third countries excluding Greece and third countries on the Mediterranean	24.00
	— on export to other third countries excluding Greece, European third countries and third countries on the Mediterranean	24.00

⁽¹⁾ OJ No L 25, 17. 1. 1975, p. 1.

COMMISSION REGULATION (EEC) No 880/78

of 28 April 1978

fixing the export refund 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⁾,

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 No 142/67/EEC
of 21 June 1967 on export refunds on colza, rape and
sunflower seeds⁽⁴⁾, as last amended by Regulation
(EEC) No 2429/72⁽⁵⁾, and in particular the first
sentence of Article 2(3) thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas Article 28 of Regulation No 136/66/EEC
provides that a refund may be granted on exports to
third countries of oil seeds harvested within the
Community; whereas the amount of this refund may
not exceed the difference between prices within the
Community and prices on the world market where
the former are higher than the latter; whereas Article
21 of Regulation No 136/66/EEC provides that, at
present, Article 28 of that Regulation applies only to
colza, rape and sunflower seeds;

Whereas Article 8 of Regulation No 162/66/EEC
provides that Article 28 of Regulation No 136/
66/EEC and measures taken in application thereof
apply, subject to the provisions of the Agreement esta-
blishing an Association between the European
Economic Community and Greece, to trade between
the Community and Greece;

Whereas Article 3 of Regulation No 142/67/EEC
provides that when the refund is being calculated
account must be taken of prices ruling on the various
Community markets which are representative from
the point of view of processing and exportation; the
most favourable quotations recorded on the various
markets of importing third countries and Greece, and
costs incurred in placing the goods on the world
market; whereas, when the amount of the refund is
being fixed, account must also be taken of the level of
market prices within the Community for the oil seeds
referred to in Article 21 of Regulation No 136/
66/EEC and the future trend of these prices; whereas,
furthermore, account should be taken of the economic
aspect of the proposed exports and the situation in the
Community regarding the supply of and demand for
these seeds;

Whereas Article 1 of Commission Regulation (EEC)
No 651/71 of 29 March 1971 on certain detailed rules
for the application of export refunds on oil seeds⁽⁶⁾,
provides that the amount of the refund must be calcu-
lated on the basis of the weight of exported seeds;
whereas this weight must be adjusted to take account
of any differences between the percentages of mois-
ture and impurities found to exist and those used to
define the standard quality for which the target price
is fixed; whereas, when this adjustment is being
made, the weight of the exported seeds must be
increased by the amount of the difference between the
actual moisture and impurities content and that used
to define the standard quality if the former is lower
than the latter; whereas, if the opposite applies, the
weight of the exported seeds must be reduced by the
same amount;

Whereas the standard quality referred to above was
defined in Article 2 of Council Regulation (EEC) No
1069/77 of 17 May 1977 fixing the target prices and
basic intervention prices for oil seeds for the 1977/78
marketing year⁽⁷⁾;

Whereas Article 2 of Regulation No 142/67/EEC
provides that the refund may be varied according to
destination where the world market situation or the
specific requirements of certain markets make this
necessary;

(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 125, 26. 6. 1967, p. 2461/67.

(5) OJ No L 264, 23. 11. 1972, p. 1.

(6) OJ No L 75, 30. 3. 1971, p. 16.

(7) OJ No L 129, 25. 5. 1977, p. 5.

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 these rules and criteria to the present situation on the market in oil seeds, and in particular to quotations or prices for these products within the Community and on the markets of third countries and Greece, that the refund should be fixed at the amounts shown in the Annex

to this Regulation for those products for which the marketing year has already begun;

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

HAS ADOPTED THIS REGULATION:

Article 1

The refund on the products referred to in Article 21 of Regulation No 136/66/EEC, exported to third countries and Greece, is 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

Export refund applicable to oil seeds from 1 May 1978

CCT heading No	Description	Refund (u.a./100 kg)
ex 12.01	Colza and rape seed, other than for sowing	8.00
ex 12.01	Sunflower seed, other than for sowing	—

COMMISSION REGULATION (EEC) No 881/78

of 28 April 1978

fixing the export refunds on isoglucose

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1111/77 of 17 May 1977 laying down common provisions for isoglucose ⁽¹⁾, as last amended by Regulation (EEC) No 706/78 ⁽²⁾, and in particular the first sentence of the third subparagraph of Article 4 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, pursuant to Article 4 of Regulation (EEC) No 1111/77, provision may be made for an export refund for isoglucose;

Whereas the level of the refund must be determined, per 100 kilograms of dry matter, taking into account the following, in particular:

- the export refund applicable to products falling within subheading 17.02 B II a) of the Common Customs Tariff;
- any production refund granted for the basic product used in the manufacture of products falling within subheading 17.02 B II a),
- the production levy referred to in Article 9 of Regulation (EEC) No 1111/77 and the economic aspects of the proposed exports;

Whereas the refund must be the same throughout the Community; whereas it may be varied according to destination;

Whereas the refunds referred to above must be fixed every month; whereas they may be altered in the intervening period;

Whereas the refund is granted only in respect of isoglucose satisfying the conditions laid down in Article 3 of Commission Regulation (EEC) No 1469/77 of 30 June 1977 laying down rules for applying the levy and the refund in respect of isoglucose and amending Regulation (EEC) No 192/75 ⁽³⁾;

Whereas, in order that the system of refunds can function normally, these should be calculated by applying:

- 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 view of the foregoing the refund for isoglucose should be fixed as shown in the Annex hereto;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refund on the products specified in Article 1 of Regulation (EEC) No 1111/77 shall be as indicated 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 134, 28. 5. 1977, p. 4.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 5.

⁽³⁾ OJ No L 162, 1. 7. 1977, p. 9.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the export refunds on isoglucose

(in u.a.)		
CCT heading No	Description	Refund per 100 kg of dry matter
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel : D. Other sugars and syrups : I. Isoglucose	16.62 ⁽¹⁾
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : III. Isoglucose	16.62 ⁽¹⁾

⁽¹⁾ Applicable only to products referred to in Article 3 of Regulation (EEC) No 1469/77.

COMMISSION REGULATION (EEC) No 882/78

of 28 April 1978

altering the corrective amount applicable to the refund on rice and broken rice

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 709/78 ⁽²⁾, and in particular the
second subparagraph of Article 17 (4) thereof,

Whereas the corrective amount applicable to the
refund on rice and broken rice was fixed by Regula-
tion (EEC) No 697/78 ⁽³⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 697/78
to the information at present available to the Commis-

sion that the corrective amount at present in force
should be altered as shown in the Annex to this Regu-
lation,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 17 (4) of
Regulation (EEC) No 1418/76, applicable to the
export refunds fixed in advance in respect of rice and
broken rice, as fixed in the Annex to Regulation
(EEC) No 697/78 is hereby altered 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 93, 7. 4. 1978, p. 29.

ANNEX

to the Commission Regulation of 28 April 1978 altering the corrective amount applicable
to the refund on rice and broken rice

(u.a. / tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10
10.06	Rice :						
	A. Paddy rice ; husked rice :						
	I. Paddy rice :						
	a) Round grain	—	—	—	—	—	—
	b) Long grain	—	—	—	—	—	—
	II. Husked rice :						
	a) Round grain	0	0	0	0	0	0
	b) Long grain	0	0	0	0	0	0
	B. Semi-milled or wholly milled rice :						
	I. Semi-milled rice :						
	a) Round grain	—	—	—	—	—	—
	b) Long grain	—	—	—	—	—	—
	II. Wholly milled rice :						
	a) Round grain	0	0	0	0	0	0
	b) Long grain	0	0	0	0	0	0
	C. Broken rice	—	—	—	—	—	—

COMMISSION REGULATION (EEC) No 883/78**of 28 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 709/78⁽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 the 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 1 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 28 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	88.47
10.01 B	Durum wheat	129.15 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	81.87 ⁽⁶⁾
10.03	Barley	76.73
10.04	Oats	77.86
10.05 B	Maize, other than hybrid maize for sowing	72.70 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	79.41 ⁽⁴⁾
10.07 C	Grain sorghum	79.08 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	135.93
11.01 B	Rye flour	126.68
11.02 A I a)	Durum wheat groats and meal	211.32
11.02 A I b)	Common wheat groats and meal	145.23

⁽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 884/78**of 28 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 organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 709/78⁽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 1 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 28 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 of goods	Current 5	1st period 6	2nd period 7	3rd period 8
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	1.32	1.32	1.98
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	0.82	0.82	1.65
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

B. Malt

(u.a. / tonne)

CCT heading No	Description of goods	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 885/78

of 28 April 1978

fixing the rates of the refunds applicable from 1 May 1978 to certain cereal and rice products exported in the form of goods not covered by Annex II to the Treaty

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 first sentence of the fourth subparagraph of Article 16 (2) 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 the first sentence of the fourth subparagraph of Article 17 (2) thereof,

Whereas Article 16 (1) of Regulation (EEC) No 2727/75 and Article 17 (1) of Regulation (EEC) No 1418/76 provides that the difference between quotations of prices on the world market for the products listed in Article 1 of each of those Regulations and the prices within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 2682/72 of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds⁽⁴⁾, as last amended by Regulation (EEC) No 707/78⁽⁵⁾, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in Annex B to Regulation (EEC) No 2727/75 or in Annex B to Regulation (EEC) No 1418/76 as appropriate;

Whereas, in accordance with the first subparagraph of Article 4 (1) of Regulation (EEC) No 2682/72, the rate of the refund per 100 kilograms for each of the basic products in question must be fixed for each month;

Whereas, in accordance with paragraph 2 of that Article, that rate must be determined with particular reference to:

- (a) the average costs incurred by processing industries in obtaining supplies of the basic products in question on the Community market and the prices ruling on the world markets;
- (b) the level of the refunds on exports of processed agricultural products covered by Annex II to the Treaty which are manufactured under similar conditions;
- (c) the need to ensure equality of competition for the industries which use Community products and those which use third-country products under inward processing arrangements;

Whereas Article 4 (3) of Regulation (EEC) No 2682/72 provides that, when the rate of the refund is being fixed, account should be taken, where appropriate, of production refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products; whereas a production refund is granted in respect of common wheat, maize and broken rice under the conditions laid down in Council Regulation (EEC) No 2742/75 of 29 October 1975 on production refunds in the cereals and rice sectors⁽⁶⁾, as last amended by Regulation (EEC) No 2560/77⁽⁷⁾; whereas, for the purposes of applying the provisions of Article 4 (3) of Regulation (EEC) No 2682/72, the amount of the production refund applicable during the month of exportation should be taken into account;

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 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁵⁾ OJ No L 94, 8. 4. 1978, p. 7.

⁽⁶⁾ OJ No L 281, 1. 11. 1975, p. 57.

⁽⁷⁾ OJ No L 303, 28. 11. 1977, p. 1.

HAS ADOPTED THIS REGULATION :

Article 1

The rates of the refunds applicable from 1 May 1978 to the basic products appearing in Annex A to Regulation (EEC) No 2682/72 and listed either in Article 1 of Regulation (EEC) No 2727/75 or in Article 1 (1) of

Regulation (EEC) No 1418/76, exported in the form of goods listed in Annex B to Regulation (EEC) No 2727/75 or in Annex B to Regulation (EEC) No 1418/76 respectively, 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, 28 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

ANNEX

to the Commission Regulation of 28 April 1978 fixing the rates of the refunds applicable from 1 May 1978 to certain cereal and rice products exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description	Rate of refund (u.a. / 100 kg)
10.01 A	Common wheat, and meslin (mixed wheat and rye) :	
	— For the manufacture of starch	6.372
	— Other than for the manufacture of starch	7.921
10.01 B	Durum wheat	13.200
10.02	Rye	7.342
10.03	Barley	7.061
10.04	Oats	7.100
10.05 B	Maize, other than hybrid maize for sowing :	
	— For the manufacture of starch	5.520
	— Other than for the manufacture of starch	6.498
10.06 A II	Round grain husked rice	7.302
	Long grain husked rice	9.088
10.06 B II	Round grain wholly milled rice	9.422
	Long grain wholly milled rice	13.171
10.06 C	Broken rice :	
	— For the manufacture of starch	1.280
	— Other than for the manufacture of starch	3.032
11.01 A	Wheat or meslin flour	9.968
11.01 B	Rye flour	11.379
11.02 A I a)	Durum wheat groats and meal	20.460
11.02 A I b)	Common wheat groats and meal	9.968

COMMISSION REGULATION (EEC) No 886/78

of 28 April 1978

fixing the rates of the refunds applicable from 1 May 1978 to sugar and molasses
exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 705/78⁽²⁾, and in particular the
first sentence of the sixth subparagraph of Article 19
(2) thereof,

Whereas Article 19 (1) of Regulation (EEC) No
3330/74 provides that the difference between quota-
tions or prices on the world market for the products
listed in Article 1 (1) (a), (c) and (d) of that Regulation
and prices within the Community may be covered by
an export refund; whereas Council Regulation (EEC)
No 2682/72 of 12 December 1972 laying down
general rules for granting export refunds on certain
agricultural products exported in the form of goods
not covered by Annex II to the Treaty, and the criteria
for fixing the amount of such refunds⁽³⁾, as last
amended by Regulation (EEC) No 707/78⁽⁴⁾, specifies
the products for which a rate of refund should be
fixed, to be applied where these products are exported
in the form of goods listed in Annex I to Regulation
(EEC) No 3330/74;

Whereas, in accordance with the first subparagraph of
Article 4 (1) of Regulation (EEC) No 2682/72, the rate
of the refund per 100 kilograms for each of the basic
products in question must be fixed for each month;

Whereas, in accordance with paragraph 2 of that
Article, that rate must be determined with particular
reference to:

- (a) the average costs incurred by processing industries
in obtaining supplies of the basic products in ques-
tion on the Community market and the prices
ruling on the world markets;

- (b) the level of the refunds on exports of processed
agricultural products covered by Annex II to the
Treaty which are manufactured under similar
conditions;

- (c) the need to ensure equality of competition for the
industries which use Community products and
those which use third-country products under
inward processing arrangements;

Whereas Article 4 (3) of Regulation (EEC) No 2682/72
provides that, when the rate of the refund is being
fixed, account should be taken, where appropriate, of
refunds, aids or other measures having equivalent
effect applicable in all Member States in accordance
with the Regulation on the common organization of
the market in the product in question to the basic
products listed in Annex A to that Regulation or, to
assimilated products; whereas at present no produc-
tion refunds are granted; whereas it is therefore unnec-
essary to fix differentiated export refunds for the
goods in question;

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

HAS ADOPTED THIS REGULATION:

Article 1

The rates of the refunds applicable from 1 May 1978
to the basic products appearing in Annex A to Regula-
tion (EEC) No 2682/72 and listed in Article 1 (1) of
Regulation (EEC) No 3330/74, exported in the form
of goods listed in Annex I to Regulation (EEC) No
3330/74, are fixed as shown 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, 28 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 1.

⁽³⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁴⁾ OJ No L 94, 8. 4. 1978, p. 7.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the rates of the refunds applicable from 1 May 1978 to sugar and molasses exported in the form of goods not covered by Annex II to the Treaty

<i>Rate of refund in u.a./100 kg :</i>	White sugar :	22.27
	Raw sugar :	16.47
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	$22.27 \times \frac{S^{(1)}}{100}$
	Molasses :	—

⁽¹⁾ 'S' represents the weight of sucrose (including invert sugar expressed as sucrose) in 100 kilograms of syrup.

COMMISSION REGULATION (EEC) No 887/78

of 28 April 1978

fixing the rates of the refunds applicable from 1 May 1978 to certain milk products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 17 (5) thereof,

Whereas Article 17 (1) of Regulation (EEC) No 804/68 provides that the difference between prices in international trade for the products listed in Article 1 (a), (b), (c) and (e) of that Regulation and prices within the Community may be covered by an export refund; whereas Council Regulation (EEC) No 2682/72 of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and criteria for fixing the amount of such refunds⁽³⁾, as last amended by Regulation (EEC) No 707/78⁽⁴⁾, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68;

Whereas, in accordance with the first subparagraph of Article 4 (1) of Regulation (EEC) No 2682/72, the rate of the refund per 100 kilograms for each of the basic products in question must be fixed for each month;

Whereas, in accordance with paragraph 2 of that Article, that rate must be determined with particular reference to:

- (a) the average costs incurred by processing industries in obtaining supplies of the basic products in question on the Community market and the prices ruling on the world markets;
- (b) the level of the refunds on exports of processed agricultural products covered by Annex II to the

Treaty which are manufactured under similar conditions;

- (c) the need to ensure equality of competition for the industries which use Community products and those which use third-country products under inward processing arrangements;

Whereas Article 4 (3) of Regulation (EEC) No 2682/72 provides that, when the rate of the refund is being fixed, account should be taken, where necessary, of production refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products;

Whereas Article 11 (1) of Regulation (EEC) No 804/68 provides for the payment of aid for Community-produced skimmed milk processed into casein if such milk and the casein manufactured from it fulfil certain conditions set out in Article 1 of Council Regulation (EEC) No 987/68 of 15 July 1968 laying down general rules for granting aid for skimmed milk processed into casein or caseinates⁽⁵⁾, as last amended by the Act of Accession⁽⁶⁾; whereas, pursuant to Article 1 (2) (b) of Regulation (EEC) No 2682/72, skimmed milk thus defined is assimilated to milk powder complying with the definition of the pilot products Group No 2 listed in Annex I to Council Regulation (EEC) No 823/68 of 28 June 1968 determining the groups of products and the special provisions for calculating levies on milk and milk products⁽⁷⁾, as last amended by Regulation (EEC) No 2560/77; whereas a rate of refund should be fixed for this milk powder;

Whereas Article 2 of Commission Regulation (EEC) No 756/70 of 24 April 1970 on granting aid for skimmed milk processed into casein or caseinates⁽⁸⁾, as last amended by Regulation (EEC) No 984/77⁽⁹⁾; fixes the aid per 100 kilograms of skimmed milk processed into casein or caseinates according to type;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁴⁾ OJ No L 94, 8. 4. 1978, p. 7.

⁽⁵⁾ OJ No L 169, 18. 7. 1968, p. 6.

⁽⁶⁾ OJ No L 73, 27. 3. 1972, p. 14.

⁽⁷⁾ OJ No L 151, 30. 6. 1968, p. 3.

⁽⁸⁾ OJ No L 91, 25. 4. 1970, p. 28.

⁽⁹⁾ OJ No L 118, 11. 5. 1977, p. 8.

Whereas Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice cream⁽¹⁾, as last amended by Regulation (EEC) No 805/78⁽²⁾, authorizes the delivery to industries manufacturing the goods falling within heading No 19.08 or subheadings 18.06 B and 21.07 C, and 'ice mix' falling within subheading 18.06 D and heading No ex 21.07 of the Common Customs Tariff, of butter at a reduced price under a standing invitation to tender;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The rates of the refunds applicable from 1 May 1978 to the basic products appearing in Annex A to

Regulation (EEC) No 2682/72 and listed in Article 1 of Regulation (EEC) No 804/68, exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68, are hereby fixed as shown in the Annex to this Regulation.

2. No rates of refund are fixed for any of the products referred to in the preceding paragraph which are not listed 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, 28 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 24, 31. 1. 1975, p. 45.

⁽²⁾ OJ No L 108, 22. 4. 1978, p. 10.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the rates of the refunds applicable from 1 May 1978 to certain milk products exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description	(u.a./100 kg) Rate of refund
ex 04.02 A II	Powdered milk, obtained by the spray process, with a fat content of less than 1.5 % by weight and with a water content of less than 5 % by weight (PG 2) : a) On exportation of goods of CCT heading No 35.01 b) On exportation of other goods	— 64.85
ex 04.02 A II	Powdered milk, obtained by the spray process, with a fat content of 26 % by weight and a water content of less than 5 % by weight (PG 3)	90.67
ex 04.02 A III	Concentrated milk, with a fat content by weight of 7.5 % and a content by weight in dry matter equal to 25 % (PG 4)	19.39
ex 04.03	Butter, with a fat content by weight of 82 % (PG 6) : a) On exportation of goods of CCT heading No 19.08 or of subheadings 18.06 B and 21.07 C, and 'ice mix' of CCT subheadings ex 18.06 D and heading No ex 21.07 manufactured under the conditions laid down in Article 6 of Regulation (EEC) No 232/75 b) On exportation of goods of CCT subheading 21.07 G VIII a) with a content of non-milk fats of more than 20 % c) On exportation of other goods	— 166.90 159.75

COMMISSION REGULATION (EEC) No 888/78

of 28 April 1978

fixing the rates of the refunds applicable from 1 May 1978 to eggs and egg yolks
exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2771/75 of 29 October 1975 on the common organiza-
tion of the market in eggs ⁽¹⁾, as amended by Regula-
tion (EEC) No 368/76 ⁽²⁾, and in particular the first
sentence of the fifth subparagraph of Article 9 (2)
thereof,

Whereas Article 9 (1) of Regulation (EEC) No 2771/75
provides that the difference between prices on the
world market for the products listed in Article 1 (1) of
that Regulation and prices within the Community
may be covered by an export refund; whereas Council
Regulation (EEC) No 2682/72 of 12 December 1972
laying down general rules for granting export refunds
on certain agricultural products exported in the form
of goods not covered by Annex II to the Treaty, and
the criteria for fixing the amount of such refunds ⁽³⁾,
as last amended by Regulation (EEC) No 707/78 ⁽⁴⁾,
specifies the products for which a rate of refund
should be fixed, to be applied where these products
are exported in the form of goods listed in the Annex
to Regulation (EEC) No 2771/75;

Whereas, in accordance with the second subparagraph
of Article 4 (1) of Regulation (EEC) No 2682/72, the
rate of the refund per 100 kg for each of the basic
products in question must be fixed for a period of the
same duration as that for which refunds are fixed for
the same products exported unprocessed;

Whereas, in accordance with paragraph 2 of that
Article, when that rate is being determined particular
account should be taken of:

- (a) the average costs incurred by processing industries
in obtaining supplies of the basic products in ques-
tion on the Community market and the prices
ruling on the world market;
- (b) the level of the refunds on exports of processed
agricultural products covered by Annex II to the
Treaty which are manufactured under similar
conditions; and
- (c) the need to ensure equality of competition for the
industries which use Community products and
those which use third-country products under
inward processing arrangements;

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

HAS ADOPTED THIS REGULATION:

Article 1

The rates of the refunds applicable from 1 May 1978
to the products appearing in Annex A to Regulation
(EEC) No 2682/72 and listed in Article 1 (1) of Regula-
tion (EEC) No 2771/75, exported in the form of goods
listed in the Annex to Regulation (EEC) No 2771/75,
are hereby fixed as shown in the Annex to this Regula-
tion.

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, 28 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 2.

⁽³⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁴⁾ OJ No L 94, 8. 4. 1978, p. 7.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the rates of the refunds applicable from 1 May 1978 to eggs and egg yolks exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description	Rate of refund in u.a./100 kg
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not :	
	A. Eggs in shell, fresh or preserved :	
	I. Poultry eggs :	
	b) Other (than eggs for hatching)	12.00
	B. Eggs, not in shell ; egg yolks :	
	I. Suitable for human consumption :	
	a) Eggs, not in shell :	
	ex 1. Dried, not sweetened	40.00
	ex 2. Other, not sweetened	10.00
	b) Egg yolks :	
	ex 1. Liquid, not sweetened	18.00
	ex 2. Frozen, not sweetened	20.00
	ex 3. Dried, not sweetened	42.00

COMMISSION REGULATION (EEC) No 889/78

of 28 April 1978

amending Regulation (EEC) No 1579/70 laying down special conditions for the export of certain cheeses to Spain

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular the first subparagraph of Article 17 (4) thereof,

Whereas footnote 3 to Annex IV to Commission Regulation (EEC) No 1579/70 of 4 August 1970 laying down special conditions for the export of certain cheeses to Spain⁽³⁾, as last amended by Regulation (EEC) No 1380/76⁽⁴⁾, contains the free-at-Spanish-frontier prices which must be observed for certain cheeses from the Community if they are to be subject to a fixed regulatory duty on their entry into Spain;

Whereas, following an increase in the price of its milk, Spain has had to seek the Community's agreement to an increase in the Spanish threshold prices for certain cheeses; whereas, following negotiations within GATT, the Community has agreed to a certain increase;

Whereas higher threshold prices mean that higher free-at-Spanish-frontier prices must be observed; whereas footnote 3 to Annex IV to Regulation (EEC) No 1579/70 must therefore be amended accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

Footnote 3 to Annex IV to Regulation (EEC) No 1579/70 is replaced by the following:

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 172, 5. 8. 1970, p. 26.

⁽⁴⁾ OJ No L 156, 17. 6. 1976, p. 14.

⁽³⁾ The prices per 100 kg net weight must not be less than:

- 18 305 pesetas for Emmentaler and Gruyère whole cheeses falling within subheading 04.04 A I a) 1 of the Spanish customs tariff;
- 19 501 pesetas for Emmentaler and Gruyère cheese in vacuum-packed pieces of a weight exceeding 1 kilogram falling within subheading 04.04 A I b) 1 of the Spanish customs tariff;
- 20 273 pesetas for Emmentaler and Gruyère cheese in vacuum-packed pieces of a weight not exceeding 1 kilogram but exceeding 75 grams falling within subheading 04.04 A I c) 1 of the Spanish customs tariff;
- 15 529 pesetas for blue-veined cheeses falling within subheading 04.04 C 2 of the Spanish customs tariff;
- 16 934 pesetas for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D I a) or D I b) of the Spanish customs tariff;
- 17 185 pesetas for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D I c) of the Spanish customs tariff;
- 14 764 pesetas for other processed cheeses falling within subheading 04.04 D 2 a) of the Spanish customs tariff;
- 15 008 pesetas for other processed cheeses falling within subheading 04.04 D 2 b) of the Spanish customs tariff;
- 15 247 pesetas for other processed cheeses falling within subheading 04.04 D 2 c) of the Spanish customs tariff;
- 16 338 pesetas for Parmigiano Reggiano, Grana Padano, Pecorino and Fiore Sardo cheeses falling within subheading 04.04 G I a) 1 of the Spanish customs tariff;
- 14 599 pesetas for Cheddar cheese ripened for less than three months falling within subheading 04.04 G I b) 1 of the Spanish customs tariff;

- 15 875 pesetas for Cheddar cheese ripened for more than three months falling within subheading 04.04 G I b) 1 of the Spanish customs tariff;
- 15 748 pesetas for Provolone, Asiago Caciocavallo and Ragusano cheeses falling within subheading 04.04 G I b) 2 of the Spanish customs tariff;
- 15 064 pesetas for first quality Dutch Edam cheese of a minimum fat content by weight in the dry matter of 40 % and ripened for seven to eight weeks falling within subheading 04.04 G I b) 3 of the Spanish customs tariff;
- 16 748 pesetas for cheeses of a water content calculated by weight of the non-

fatty matter exceeding 62 % but not exceeding 72 % falling within subheading 04.04 G I b) 5 of the Spanish customs tariff;

- 16 748 pesetas for cheeses of a water content calculated by weight of the non-fatty matter exceeding 72 % in packings of a net capacity not exceeding 500 grams falling within subheading 04.04 G I c) 1 of the Spanish customs tariff.'

Article 2

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 Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 890/78

of 28 April 1978

laying down detailed rules for the certification of hops

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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 2 (5) thereof,

Whereas Council Regulation (EEC) No 1784/77 of 19 July 1977⁽³⁾ laid down general rules for the certification of hops;

Whereas, in order to ensure substantially uniform application of the certification procedure in the Member States, it is necessary to specify the products subject to certification, the operations involved and the information to be given on the various documents which accompany the said products;

Whereas, to enable control to be exercised in respect of hop cones, a declaration signed by the individual or associated producer should accompany certification; whereas this document should contain information which makes it possible to identify the hops from the moment when they are presented for certification until the certificate is issued;

Whereas, for the purposes of determining the quality characteristics which hops approved for marketing must possess, the moisture content and extraneous matter content must be taken into consideration; whereas, in view of the reputation for quality that Community hops have acquired, the existing procedures customary in commercial transactions should be taken as a basis;

Whereas the choice of method for checking the moisture content of hops should be left to the Member States; whereas the methods adopted must, however, give comparable results; whereas, in case of dispute, it is necessary to use a Community method;

Whereas, in order to take account of current commercial practice in certain Community regions, hops marketed seeded and seedless should be defined and

provision made for the appropriate entry on the certificate;

Whereas, in order to ensure that users have exact information on the origin and characteristics of products put on the market, common rules should be laid down for the marking of packages and the numbering of certificates;

Whereas it should be laid down that hops prepared from hops certified unprepared may themselves be certified only if preparation is carried out within a closed operating circuit; whereas, however, if these operations take place in certification centres or warehouses the procedure for subsequent certification should be simplified;

Whereas the subsequent certification procedure should also be simplified where the packaging of a product is changed under official supervision and without processing;

Whereas the second subparagraph of Article 1 (1) of Regulation (EEC) No 1784/77 provides that products which are exempt from certification should be subject to a control procedure; whereas this control procedure must ensure both that these products cannot upset the normal marketing pattern for certified products and that they are suitable for their declared use and are used only by those to whom they are consigned;

Whereas the operation of this control procedure should be entrusted to the bodies responsible for certification;

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

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of this Regulation:

- (a) 'unprepared hops' means hops which have undergone only preliminary drying and packaging;

⁽¹⁾ OJ No L 175, 4. 8. 1971, p. 1.

⁽²⁾ OJ No L 137, 3. 6. 1977, p. 7.

⁽³⁾ OJ No L 200, 8. 8. 1977, p. 1.

- (b) 'prepared hops' means hops which have undergone final drying and final packaging;
- (c) 'seeded hops' means hops marketed with a seed content greater than 2 % of their weight;
- (d) 'seedless hops' means hops marketed with a seed content not exceeding 2 % of their weight;
- (e) 'isomerized extract of hops' means an extract in which the alpha acids have been almost totally isomerized;
- (f) 'sealing' means closure of the package under official supervision and in such a way that the means of closure will be damaged when the package is opened;
- (g) 'closed operating circuit' means a process for preparing or processing hops carried out under official supervision and in such a way that only one entry is available for the original materials and one exit for prepared or processed products and that no hops or processed products can be added or removed during the operation;
- (h) 'consignment' means a number of packages of hops or derived products with the same characteristics presented at the same time for certification by the same individual or associated producer or by the same processor.

Article 2

1. Every consignment of hop cones presented for certification shall be accompanied by a written declaration signed by the producer giving:

- the producer's name and address,
- the harvest year,
- the variety,
- the place of production,
- the land register reference or an official equivalent thereof,
- the number of packages in the consignment.

2. This declaration shall accompany the consignment of hops throughout any processing or mixing operations and in any case until the certificate is issued.

Article 3

1. All hop cones submitted for certification shall comply with the definition laid down in Article 1 (3) (a) of Regulation (EEC) No 1696/71 and the minimum marketing requirements set out in Annex I to this Regulation.

2. Observance of the minimum marketing requirement relative to the moisture content of the hops

shall be checked by one of the methods described in Annex II (B). However, the methods described in Annex II (B) (2) must be approved by the control body and must give results with a standard deviation not exceeding 2.0. In the event of dispute, observance shall be checked by the method described in Annex II (B) (1).

The Member States shall communicate to the Commission the methods which they employ.

3. Observance of minimum marketing requirements other than the moisture content shall be checked in accordance with normal commercial practice. However, in the event of any dispute, the method described in Annex II (C) shall be used.

Article 4

For the purpose of the control methods referred to in Article 3 and described in Annex II (B) (1) and in Annex II (C), samples shall be taken in the following manner:

- (a) Samples shall be taken, in each consignment, from at least one package in ten and, in any case, from at least two packages in any one consignment.
- (b) The samples shall be taken and treated in accordance with the method described in Annex II (A).

Article 5

The certificate referred to in Article 5 of Regulation (EEC) No 1784/77 shall bear the words 'seeded hops' or 'seedless hops', as appropriate.

Article 6

1. The reference number of the certificate as referred to in Article 5 of Regulation (EEC) No 1784/77 shall be made up of codes designating, in accordance with Annex III, the certification centre, the Member State, the year of harvesting and the relevant consignment.

2. This number shall be the same for all the packages in any one consignment.

3. Before 1 September 1978, the Member States shall communicate to the Commission a list of the certification centres and the code for each centre.

The list of these centres and their code numbers shall be published in the *Official Journal of the European Communities*. An up-to-date list shall be published annually.

Article 7

The marking referred to in Article 1 (2) of Regulation (EEC) No 1784/77 shall be carried out in accordance with Annex IV, under supervision and after sealing, on the unit of packaging in which the product is to be marketed.

Article 8

1. Prepared hops produced from hops which were certified unprepared may not be certified unless preparation took place within a closed operating circuit.

2. If the hops are prepared in the certification centre or warehouse :

(a) the certificate shall not be issued until after preparation ;

(b) the original unprepared hops shall be accompanied by the declaration referred to in Article 2.

3. In every case a number shall be given to the consignment of original hops before preparation. This number must appear on the certificate issued for the prepared hops.

4. In order to be certified, products prepared from hops as referred to in Article 7 of Regulation (EEC) No 1784/77 must be manufactured within a closed operating circuit.

Article 9

1. While they are in circulation, hop powders and hop extracts may not undergo a change of packaging within the meaning of Article 1 (5) of Regulation (EEC) No 1784/77, unless this is done under official supervision.

2. Where a change of packaging as referred to in the preceding paragraph is carried out without any processing of the product, the new certification procedure shall comprise only :

— the marking of the new packaging,

— the entry on the original certificate of this marking and the change of packaging.

Article 10

The products referred to in Article 1 (1) (a) to (d) of Regulation (EEC) No 1784/77 shall be subject to the following checks :

(a) In the case of hops harvested on land owned by a brewer and used by him in the natural or processed state :

— in respect of each crop the brewer shall before 1 November send to the control body referred to in Article 1 (6) of Regulation (EEC) No

1784/77 a declaration of the varieties grown, the quantities harvested, the places of production and the areas planted, together with the land register references or an official equivalent thereof,

— no further checks shall be required where the hops are processed or used in their natural state in the brewery itself. In all other cases, the check shall be the same as described under (c) below, with the exception of point 5.

(b) In the case of isomerized hop extracts, the processor shall each year, not later than 31 December, declare to the control body the quantities produced and the quantities marketed. The packaging must bear the words 'isomerized hop extract', together with particulars of the weight or volume.

(c) In the case of products derived from hops and processed under contract on behalf of a brewery, and provided that these products are to be used by the brewery itself, the certifying body shall, when the hops enter the establishment where they are to be processed, issue a document on which at least the following particulars shall be entered in the course of the processing operations :

1. a reference identifying the contract,

2. the recipient brewery,

3. the processing establishment,

4. a description of the processed product,

5. the reference number of the certificate or the attestation of equivalence of the original hops,

6. the weight of the processed product.

This document shall be given a reference number, which must also appear on the packaging.

(d) In the case of hops and hop products put up in small packages for sale to private individuals for their own use, the weight of the package may not exceed :

— 500 grams in the case of cones or powder,

— 150 grams in the case of extract.

A description of the product and its weight must appear on the package.

Article 11

Before 1 September 1978, the Member States shall communicate to the Commission a list of the zones or regions of production referred to in Article 6 (1) of Regulation (EEC) No 1784/77.

Article 12

This Regulation shall apply with effect from 1 August 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX I

MINIMUM MARKETING REQUIREMENTS FOR HOP CONES

Characteristics	Description	Maximum content (% of weight)	
		Prepared hops	Unprepared hops
(a) Moisture	Water content	12	14
(b) Leaves and stalks	Leaf fragments from branch tendrils, branch tendrils, leaf or cone strigs; to be classed as stalk, cone strigs must be at least 2.5 cm long	6	6
(c) Petals	Petals detached from the cone	not applicable	15
(d) Hop waste	Small particles resulting from machine harvestings, which vary in colour between dark green and black and which generally do not come from the cone	3	4
(e) For 'seedless hops' Seed	Mature fruit of the cone	2	2

ANNEX II**A. SAMPLING METHOD**

The following procedure shall be used to take samples of hop cones for determining the moisture content and, where applicable, the extraneous matter content :

1. Sampling**(a) Packed hops**

A weight of hops proportional to the weight of the package shall be taken from the number of packages specified in Article 4. Enough samples should be taken to ensure that there are enough cones to be representative of the package.

(b) Hops in a loose pile

Take equal portions from 5 to 10 different places in the pile both at the surface and at various depths. Place sample in the container as soon as possible. To avoid rapid deterioration, the quantity of hops must be sufficiently large to be highly compressed when the container is closed.

The sample must weigh at least 100 g.

2. Mixture

The samples must be carefully mixed to be representative of the consignment.

3. Sub-sampling

After mixing take one or more representative samples and place them in a waterproof, airtight container such as a metal box or glass jar, except where only the extraneous matter content is to be checked.

4. Except during transport, samples must be stored in a cold place. Care should be taken to allow the samples to return to room temperature inside the container before opening for examination or analysis.**B. METHOD FOR CHECKING THE MOISTURE CONTENT OF HOPS****1. Method (i)**

Samples for moisture content should not be ground. It is important that they should be exposed to the air only for the minimum time necessary for their transfer from the container to the weighing vessel (which must have a lid).

Apparatus

Balance sensitive to 0.005 g.

Drying oven electrically heated and thermostated to 105 to 107 °C (the efficacy of the oven should be checked by the copper sulphate test).

Metal dishes 70 to 100 mm in diameter, 20 to 30 mm deep and provided with well-fitting lids.

Ordinary desiccator, suitable for accommodating the dishes and containing a desiccant such as indicator silica gel.

Method

Transfer 3 to 5 g of hops to a dish and close the lid before weighing. Weigh as quickly as possible. Remove the lid and place the dish in the oven for one hour exactly. Replace the lid, place the dish in a desiccator to cool for at least 20 minutes and then weigh the dish.

Calculation

Calculate the loss of weight as a percentage of the original weight of hops. The maximum deviation for individual estimation is 1 %.

2. Method (ii)

Method using either an electronic weighing machine which dries the hops with infra-red rays or hot air, or an electric measuring apparatus, which registers on a scale the degree of humidity of the sample taken.

C. METHOD FOR CHECKING THE EXTRANEEOUS MATTER CONTENT**1. Determination of the leaf and stalk, bract and waste content**

Sieve five 100 g samples using a 2 mm sieve. Collect the lupulin, waste and seeds and separate the seeds by hand. Place the samples on one side. Transfer the contents of the 2 mm sieve to a 10 mm sieve and sieve again.

The hop cones, leaves, stalks and extraneous matter are collected by hand from the sieve while cone leaves, seeds, lupulin waste and some leaves and stalks pass through. All this is sorted by hand and divided into the following groups :

1. Leaves and stalks,
2. Hops (cone leaves, hop cones and lupulin),
3. Waste,
4. Seeds,
5. Bracts, in the case of unprepared hops.

The waste and the lupulin cannot be separated. The relative percentage of each must therefore be estimated by an objective assessment of the colour and the weight is calculated on the assumption that their density is identical.

The various groups are weighed and the percentage which each group represents in the weight of the original sample is determined.

2. Determination of the seed content

Place the 25 g sample in a metal container with a lid and heat in a drying oven for two hours at 115 °C in order to neutralize the sticky resin.

Wrap the dried sample in coarse cotton cloth and rub vigorously or beat mechanically in order to detach the seeds from the hops. Separate the dried and finely fragmented hops from the seeds with a grinder or a 1 mm metal sieve.

Separate any items remaining with the seeds using either a sloping surface covered with emery paper or any other method which gives the same result, i.e. retains the stems and other matter and permits the seeds to roll off.

Weigh the seeds and determine the percentage of seeds relative to the weight of the original sample.

*ANNEX III***CODING AND COMPOSITION · SEQUENCE OF CERTIFICATE REFERENCE NUMBERS****1. Certification centre**

A number between 0 and 100 communicated by the Member States.

2. Member States carrying out certification

B	for Belgium
D	for Federal Republic of Germany
DK	for Denmark
F	for France
IRL	for Ireland
ITA	for Italy
LUX	for Luxembourg
NL	for Netherlands
UK	for United Kingdom

3. Year of harvesting

The last two figures of the year of harvesting.

4. Identification of the consignment

The number given to the consignment by the certifying body (e.g. 12 B 77 170225)

*ANNEX IV***MARKING OF PACKAGES**

The marking shall depend on the type of package :

- (a) Hop cones put up in bales or ballots :
 - printing on the package.
 - (b) Hop powder in packets :
 - printing on the packet.
 - (c) Hop powder or hop extract in metal tins :
 - printing on the box or stamping into the metal.
 - (d) A sealed package containing a consignment of packets or boxes of powder or extract :
 - printing on the sealed package.
-

COMMISSION REGULATION (EEC) No 891/78

of 28 April 1978

amending the Annex to Regulation (EEC) No 1517/77 fixing the list of the various groups of hop varieties cultivated in the Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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 (8) thereof,

Whereas Commission Regulation (EEC) No 1517/77 of 6 July 1977 fixing the list of the various groups of hop varieties cultivated in the Community⁽³⁾ divides these varieties into the groups 'aromatic hops', 'bitter hops' and 'other' according to commercial practice in the Community and world hop market on the basis of the final uses of the hops in brewing and by reference to common characteristics, with particular emphasis on the content of the bitter and aromatic substances;

Whereas the predominance of the aromatic characteristic of the 'Hüller Bitterer' variety led to this variety being classified in the group 'aromatic hops'; whereas the current designation of that variety does not correspond to its characteristics; whereas this designation should therefore be altered;

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

HAS ADOPTED THIS REGULATION:

Sole Article

The Annex to Regulation (EEC) No 1517/77 is replaced by the Annex to this Regulation.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 175, 4. 8. 1971, p. 1.

⁽²⁾ OJ No L 137, 3. 6. 1977, p. 7.

⁽³⁾ OJ No L 169, 7. 7. 1977, p. 13.

ANNEXE — ANNEX — ANHANG — BIJLAGE — ALLEGATO — BILAG

A Groupe I : Houblon aromatique First group : Aromatic hops Gruppe I : Aromahopfen Groep I : Aromatische hop Gruppo I : Luppolo aromatico Gruppe I : Aromatisk humle	B Groupe II : Houblon amer Second group : Bitter hops Gruppe II : Bitterhopfen Groep II : Bittere hop Gruppo II : Luppolo amaro Gruppe II : Bitter humle	C Groupe III : Autres Third group : Others Gruppe III : Andere Groep III : Andere Gruppo III : Altri Gruppe III : Andre
Hallertauer Hersbrücker Spät Hüller Spalter Tettnanger Progress Fuggles Goldings W.G.V. Tutsham Saaz Strisselspalt Tardif de Bourgogne Star Bramling cross Challenger	Northern Brewer Brewers Gold Bullion Target Keyworth's Midseason Northdown	Record Viking Saxon Perle Kent

COMMISSION REGULATION (EEC) No 892/78

of 28 April 1978

fixing the production refund for olive oil used in the manufacture of certain preserved fish and vegetables

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 1794/76 of 20 July 1976 derogating from Regulation (EEC) No 155/71 on the production refund on olive oil used in the manufacture of certain preserved foods⁽⁴⁾, and in particular Article 1 (2) thereof,

Whereas Article 2 of Council Regulation (EEC) No 155/71 of 26 January 1971⁽⁵⁾ provides for the granting of a production refund for olive oil used in the manufacture of certain preserved fish and vegetables;

Whereas, by way of derogation from Article 3 of Regulation (EEC) No 155/71, where the import levy is

determined by tender, the production refund is to be fixed by reference to the minimum levies so determined in respect of oil falling within subheading 15.07 A II a) of the Common Customs Tariff;

Whereas the production refund must be fixed every two months;

Whereas, for the period 1 March to 30 April 1978, the minimum levies have been fixed by Regulations (EEC) No 443/78⁽⁶⁾, (EEC) No 499/78⁽⁷⁾, (EEC) No 546/78⁽⁸⁾, (EEC) No 579/78⁽⁹⁾, (EEC) No 620/78⁽¹⁰⁾, (EEC) No 682/78⁽¹¹⁾, (EEC) No 748/78⁽¹²⁾, (EEC) No 796/78⁽¹³⁾ and (EEC) No 856/78⁽¹⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

For the months of May and June 1978, the production refund referred to in Article 2 of Regulation (EEC) No 155/71 shall be 55.00 units of account per 100 kilograms.

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, 28 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 197, 29. 10. 1966, p. 3393/66.
⁽⁴⁾ OJ No L 201, 27. 7. 1976, p. 3.
⁽⁵⁾ OJ No L 22, 28. 1. 1971, p. 5.

⁽⁶⁾ OJ No L 61, 3. 3. 1978, p. 5.
⁽⁷⁾ OJ No L 68, 10. 3. 1978, p. 10.
⁽⁸⁾ OJ No L 75, 17. 3. 1978, p. 5.
⁽⁹⁾ OJ No L 79, 23. 3. 1978, p. 11.
⁽¹⁰⁾ OJ No L 84, 31. 3. 1978, p. 11.
⁽¹¹⁾ OJ No L 93, 7. 4. 1978, p. 5.
⁽¹²⁾ OJ No L 101, 14. 4. 1978, p. 5.
⁽¹³⁾ OJ No L 107, 21. 4. 1978, p. 5.
⁽¹⁴⁾ OJ No L 116, 28. 4. 1978, p. 13.

COMMISSION REGULATION (EEC) No 893/78

of 28 April 1978

fixing the rate of the refund applicable from 1 May 1978 to isoglucose exported
in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1111/77 of 17 May 1977 laying down common provi-
sions for isoglucose ⁽¹⁾, as last amended by Regulation
(EEC) No 706/78 ⁽²⁾, and in particular the first
sentence of the third subparagraph of Article 4 (2)
thereof,

Whereas, pursuant to Article 4 of Regulation (EEC)
No 1111/77, provision may be made for a refund on
the export of isoglucose in the form of the goods
shown in the Annex to that Regulation ;

Whereas Council Regulation (EEC) No 2682/72 of 12
December 1972 laying down general rules for
granting export refunds for certain agricultural
products exported in the form of goods not covered
by Annex II to the Treaty, and the criteria for fixing
the amount of such refunds ⁽³⁾, as last amended by
Regulation (EEC) No 707/78 ⁽⁴⁾, specifies that a rate of
refund should be fixed and apply when isoglucose
covered by Common Customs Tariff subheading
17.02 D I is exported in the form of goods listed in
the Annex to Regulation (EEC) No 1111/77 ;

Whereas, in accordance with the first subparagraph of
Article 4 (1) of Regulation (EEC) No 2682/72, the rate
of the refund must be fixed for each month ;

Whereas, in accordance with paragraph 2 of that
Article, that rate must be determined with particular
reference to :

- (a) the level of the refunds on exports of processed
agricultural products covered by Annex II to the
Treaty which are manufactured under similar
conditions ;
- (b) the need to ensure equality of competition for the
industries which use Community products and
those which use third-country products under
inward processing arrangements ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The rate of the refund applicable from 1 May 1978 to
isoglucose of Common Customs Tariff subheading
17.02 D I exported in the form of goods listed in
Annex I to Regulation (EEC) No 1111/77 is fixed as
shown 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, 28 April 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 134, 28. 5. 1977, p. 4.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 5.

⁽³⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁴⁾ OJ No L 94, 8. 4. 1978, p. 7.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the rate of the refund applicable from 1 May 1978 to isoglucose exported in the form of goods not covered by Annex II to the Treaty

(in u.a.)

CCT heading No	Description	Amount of refund for 100 kg of dry matter
17.02 D I	Isoglucose	16.62

COMMISSION REGULATION (EEC) No 894/78

of 28 April 1978

amending Regulations (EEC) No 368/77 and (EEC) No 443/77 on the sale of skimmed-milk powder from public stocks for use in feed for pigs and poultry

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas pursuant to :

- Commission Regulation (EEC) No 368/77 of 23 February 1977 on the sale by tender of skimmed-milk powder for use in feed for pigs and poultry⁽³⁾, as last amended by Regulation (EEC) No 787/78⁽⁴⁾, and
- Commission Regulation (EEC) No 443/77 of 2 March 1977 on the sale at a fixed price of skimmed-milk powder for use in feed for pigs and poultry⁽⁵⁾, as last amended by Regulation (EEC) No 787/78,

the intervention agencies are to sell skimmed-milk powder put into storage before 1 May 1976 ;

Whereas, in view of the limited quantities still available which satisfy this condition as to age, and in order that implementation of the measure concerned may continue in the normal way, the abovementioned sales should be extended to skimmed-milk powder put into storage before 1 July 1976 ;

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

HAS ADOPTED THIS REGULATION :

Article 1

In Article 1 of Regulation (EEC) No 368/77 and Article 1 of Regulation (EEC) No 443/77, the date '1 May 1976' is hereby replaced by '1 July 1976'.

Article 2

This Regulation shall enter into force on 3 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 52, 24. 2. 1977, p. 19.

⁽⁴⁾ OJ No L 106, 20. 4. 1978, p. 18.

⁽⁵⁾ OJ No L 58, 3. 3. 1977, p. 16.

COMMISSION REGULATION (EEC) No 895/78

of 28 April 1978

laying down detailed rules for the granting of private storage aid for long-keeping cheeses during the 1978/79 milk year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Article 2

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Articles 9 (3) and 28 thereof,

Whereas Council Regulation (EEC) No 508/71 of 8 March 1971 laying down general rules on private storage aid for long-keeping cheeses⁽³⁾ provides that private storage aid may be granted for certain long-keeping cheeses where there is a serious imbalance of the market which may be eliminated or reduced by seasonal storage;

Whereas, in view of price trends and of the increase in stocks of Emmentaler and Gruyère cheeses, provision should be made for recourse to such storage during the coming months;

Whereas the detailed rules for the application of this measure should essentially be the same as those laid down for a similar measure during previous milk years, in particular 1977/78, by Commission Regulation (EEC) No 968/77 of 5 May 1977 on detailed rules for the granting of private storage aid for long-keeping cheeses during the 1977/78 milk year⁽⁴⁾;

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

HAS ADOPTED THIS REGULATION:

Article 1

Aid shall be granted in respect of the private storage of Emmentaler and Gruyère cheeses manufactured in the Community which satisfy the requirements of Articles 2 and 3 hereof.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 58, 11. 3. 1971, p. 1.

⁽⁴⁾ OJ No L 115, 6. 5. 1977, p. 10.

1. Storage contracts may be concluded where the following conditions are satisfied:

- (a) the batch of cheeses to which the contract relates must comprise at least 100 whole cheeses;
- (b) the cheeses shall be indelibly marked with an indication (which may take the form of a number) of the undertaking in which they were manufactured and of the day and month of manufacture;
- (c) the cheeses must have been manufactured at least 30 days before the date specified in the contract as being the date of commencement of storage;
- (d) the cheeses must have undergone quality tests which established that their classification after maturing could be expected to be:
 - class A in France,
 - Markenkäse or Klasse Fein in Germany,
 - 1st quality in Denmark;
- (e) the storer shall undertake:
 - to keep the cheeses during the entire period of storage in premises where the maximum temperature is as indicated under (f),
 - not, during the term of the contract, to alter the composition of the batch which is the subject of the contract without authorization from the intervention agency,
 - to keep stock records and to inform the intervention agency each week of the cheeses put into and withdrawn from storage during the previous week;
- (f) the maximum temperature in the storage premises shall be + 6 °C for Emmentaler and + 10 °C for Gruyère. In the case of Emmentaler which has already been matured, Member States may permit a maximum temperature of + 10 °C.

2. Contracts may not be concluded before the cheese has been put into storage.

Article 3

1. Aid shall be granted only for such cheeses as are put into storage during the storing period. This period shall begin on 1 May 1978 and end on or before 30 September of the same year.

2. Stored cheese may be withdrawn from storage only during the period for withdrawal. This period shall begin on 1 October 1978 and end on 31 March of the following year.

Article 4

1. The amount of the aid shall be 1.37 units of account per tonne per day.

Conversion into national currency shall be carried out using the rate applicable on the day of withdrawal from storage.

2. The period on which calculation of aid is to be based shall run from the date on which the batch of cheese to which the contract relates was put into storage. No aid shall be granted in respect of storage for less than 90 days. The maximum aid payable shall be an amount corresponding to 180 days storage.

Article 5

The intervention agency shall take the measures necessary to ensure that checks are kept on the batches which are the subject of contracts. It shall in particular see that the cheeses comprised in those batches are marked.

Article 6

The Member States shall communicate to the Commission on or before the Tuesday of each week particulars as to the following:

- (a) the quantities of cheese for which storage contracts have been concluded during the preceding week;
- (b) any quantities in respect of which the authorization referred to in the second indent of Article 2 (1) (e) has been given.

Article 7

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 Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 896/78

of 28 April 1978

fixing countervailing charges in the wine sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970 laying down additional provisions for the common organization of the market in wine ⁽¹⁾, as last amended by Regulation (EEC) No 2560/77 ⁽²⁾, and in particular Article 9 (6) thereof,

Whereas pursuant to Article 9 (3) of Regulation (EEC) No 816/70 a countervailing charge must be levied on imported products when the free-at-frontier offer price for those products plus customs duties is lower than their reference price; whereas the countervailing charge is equal to the difference between the reference price and the free-at-frontier offer price plus customs duties;

Whereas Commission Regulation (EEC) No 2753/77 of 15 December 1977 ⁽³⁾, as last amended by Regulation (EEC) No 687/78 ⁽⁴⁾, fixed the reference prices for the period 15 December 1977 to 15 December 1978;

Whereas, in respect of each product for which a reference price is fixed, a free-at-frontier offer price for all imports is determined on the basis of all the available information; whereas the nature of that information is specified in Article 1 (1), (2) and (3) of Commission Regulation (EEC) No 1019/70 of 29 May 1970 on detailed rules for establishing free-at-frontier offer prices and fixing the countervailing charge in the wine sector ⁽⁵⁾, as last amended by Regulation (EEC) No 3059/76 ⁽⁶⁾;

Whereas, in accordance with Articles 1 and 3 of Regulation (EEC) No 1019/70, free-at-frontier offer prices must be established on the basis of the most advantageous purchasing possibilities for the products in question; whereas in establishing these prices no account is to be taken of information concerning supplies which have no economic effect on the market, in particular owing to the small quantities involved;

Whereas, in accordance with Article 2 of Regulation (EEC) No 1019/70, the prices must be adjusted if they

do not apply free-at-Community-frontier or to a product corresponding to the one whose guide price was taken into account for fixing the reference price;

Whereas the countervailing charge for a product must be fixed per degree/hl or per hl according to whether the reference price for that product is fixed per degree/hl or per hl;

Whereas, in accordance with Article 4 (2) of Regulation (EEC) No 1019/70, the countervailing charge is altered when an appreciable variation in the free-at-frontier offer price is recorded;

Whereas Regulation (EEC) No 3070/76 of 15 December 1976 fixing countervailing charges in the wine sector ⁽⁷⁾, should be repealed;

Whereas it follows from applying these rules to the information at present available to the Commission that the countervailing charge should be fixed as stated below;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The countervailing charges applicable in the wine sector shall be as shown in the Annex hereto.

The provisions of this Regulation shall not apply to liqueur wines (subheading ex 22.05 C, second indent, 'others') shown to have been dispatched from the third country in question before the date on which this Regulation took effect.

2. Regulation (EEC) No 3070/76 is hereby repealed.

Article 2

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

It shall apply with effect from 1 May 1978.

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 318, 13. 12. 1977, p. 24.

⁽⁴⁾ OJ No L 93, 7. 4. 1978, p. 13.

⁽⁵⁾ OJ No L 118, 1. 6. 1970, p. 13.

⁽⁶⁾ OJ No L 345, 15. 12. 1976, p. 11.

⁽⁷⁾ OJ No L 346, 16. 12. 1976, p. 15.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

CCT heading No	Description	Rate of countervailing charge
ex 20.07 A I and B I	Grape juices (including grape must), whether concentrated or not, with an added sugar content of 30 % or less by weight : — White — Other	0.19 u.a./potential alcoholic strength/hl ⁽¹⁾ 0.21 u.a./potential alcoholic strength/hl ⁽¹⁾
ex 22.05 C	Red and rosé wine	0.22 u.a./actual alcoholic strength/hl
ex 22.05 C	White wine : — Presented under the varietal name Riesling or Sylvaner — Other	0 u.a./hl ⁽²⁾ 0.20 u.a./actual alcoholic strength/hl
ex 22.05 C	Grape must with fermentation arrested by the addition of alcohol, within the meaning of Additional Note 4 (a) to Chapter 22 of the Common Customs Tariff	0 u.a./total alcoholic strength/hl
ex 22.05 C	Wine fortified for distillation, within the meaning of Additional Note 4 (b) to Chapter 22 of the Common Customs Tariff	0 u.a./actual alcoholic strength/hl
ex 22.05 C	Liqueur wine, within the meaning of Additional Note 4 (c) to Chapter 22 of the Common Customs Tariff : — Intended for processing, under customs control or administrative control with equivalent guarantee, into products other than those falling within heading No 22.05 of the Common Customs Tariff — Other	0 u.a./hl 14 u.a./hl

⁽¹⁾ For Greek products accompanied by a movement certificate A G I, the countervailing charge only applies to grape must to the exclusion of grape juice.

⁽²⁾ To qualify for exemption from the countervailing charge, the V I I document must include express mention of the word 'Riesling' or 'Sylvaner'.

COMMISSION REGULATION (EEC) No 897/78**of 28 April 1978****repealing the protective measures applicable to imports of frozen squid**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
100/76 of 19 January 1976 on the common organiza-
tion of the market in fishery products⁽¹⁾, as last
amended by Regulation (EEC) No 2560/77⁽²⁾, and in
particular Article 22 (2) thereof,

Whereas, under Commission Regulation (EEC) No
2619/77 of 28 November 1977⁽³⁾, protective measures
were adopted in respect of imports of frozen squid to
Italy;

Whereas an examination of the market situation in
Italy shows that prices have recovered somewhat, that

stocks have fallen and that it has been possible to sell
domestic products under satisfactory conditions;
whereas a disturbance of this market is at present no
longer to be feared,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2619/77 is hereby repealed.

Article 2

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

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 20, 28. 1. 1976, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 304, 29. 11. 1977, p. 37.

COMMISSION REGULATION (EEC) No 898/78

of 28 April 1978

enabling short-term private storage contracts to be concluded for table wines
closely related economically to the A I type of table wine

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
816/70 of 28 April 1970 laying down additional provi-
sions for the common organization of the market in
wine ⁽¹⁾, as last amended by Regulation (EEC) No
2560/77 ⁽²⁾, and in particular the second subparagraph
of Article 5 (7) thereof,

Whereas the second subparagraph of Article 5 (2)
thereof provides that, if the state of the market so
requires, a decision may be taken to allow short-term
storage contracts to be concluded in respect of table
wines other than those of the type for which this possi-
bility exists, where such table wines are closely related
economically to that type of table wine ;

Whereas Commission Regulation (EEC) No 844/78 of
26 April 1978 ⁽³⁾ enabled short-term private storage
contracts to be concluded for the A I type of table
wine ;

Whereas table wine prices on the Community market
are at present falling ; whereas this trend has been
marked by the fact that intervention measures have
had to be brought into effect for the A I type of table
wine ; whereas, however, large quantities of white table
wines that are closely related economically to the A I
type of table wine are on the market and are subject
to the general decline in prices ;

Whereas these white table wines that are closely
related economically to the A I type of table wine are

not covered by the said intervention measures, and
consequently may prevent the measures taken from
having the effect desired ; whereas, therefore, storage
contracts should be allowed to be concluded for such
table wines ;

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

HAS ADOPTED THIS REGULATION :

Article 1

1. The power to conclude short-term private
storage contracts for the A I type of table wine
granted by Regulation (EEC) No 844/78 is hereby
extended to white table wines that are closely related
economically to the A I type of table wine.

2. White table wines with an actual alcoholic
strength of not more than 14°, and which do not fall
within type A II and type A III, shall be considered to
be closely related economically to the A I type of
table wine.

3. The power referred to in paragraph 1 shall
continue for as long as the same power exists under
Regulation (EEC) No 844/78 for the A I type of table
wine.

Article 2

This Regulation shall enter into force on 29 April
1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 115, 27. 4. 1978, p. 38.

COMMISSION REGULATION (EEC) No 899/78
of 28 April 1978
fixing the import levies on milk and milk products

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
804/68 of 27 June 1968 on the common organization
of the market in milk and milk products⁽¹⁾, as last
amended by Regulation (EEC) No 2560/77⁽²⁾, and in
particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products
were fixed by Regulation (EEC) No 2952/77⁽³⁾, as last
amended by Regulation (EEC) No 750/78⁽⁴⁾;

Whereas it follows from applying the rules contained
in Regulation (EEC) No 2952/77 to the prices known

to the Commission that the levies at present in force
should be altered as shown in the Annex to this Regu-
lation,

HAS ADOPTED THIS REGULATION :

Article 1

The levies referred to in Article 14 (2) of Regulation
(EEC) No 804/68 are hereby fixed as shown in the
Annex.

Article 2

This Regulation shall enter into force on 1 May 1978.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 348, 30. 12. 1977, p. 16.

⁽⁴⁾ OJ No L 101, 14. 4. 1978, p. 14.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on milk and milk products

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

CCT heading No	Code	Import levy
04.01 A I a)	0110	21.32
04.01 A I b)	0120	19.32
04.01 A II a) 1	0130	19.32
04.01 A II a) 2	0140	23.76
04.01 A II b) 1	0150	18.32
04.01 A II b) 2	0160	22.76
04.01 B I	0200	48.49
04.01 B II	0300	102.58
04.01 B III	0400	158.53
04.02 A I	0500	15.30
04.02 A II a) 1	0620	92.33
04.02 A II a) 2	0720	124.59
04.02 A II a) 3	0820	126.59
04.02 A II a) 4	0920	137.12
04.02 A II b) 1	1020	86.33
04.02 A II b) 2	1120	118.59
04.02 A II b) 3	1220	120.59
04.02 A II b) 4	1320	131.12
04.02 A III a) 1	1420	20.76
04.02 A III a) 2	1520	28.03
04.02 A III b) 1	1620	102.58
04.02 A III b) 2	1720	158.53
04.02 B I a)	1820	30.00
04.02 B I b) 1 aa)	2220	per kg 0.8633 ⁽⁹⁾
04.02 B I b) 1 bb)	2320	per kg 1.1859 ⁽⁹⁾
04.02 B I b) 1 cc)	2420	per kg 1.3112 ⁽⁹⁾
04.02 B I b) 2 aa)	2520	per kg 0.8633 ⁽¹⁰⁾
04.02 B I b) 2 bb)	2620	per kg 1.1859 ⁽¹⁰⁾
04.02 B I b) 2 cc)	2720	per kg 1.3112 ⁽¹⁰⁾
04.02 B II a)	2810	33.26
04.02 B II b) 1	2910	per kg 1.0258 ⁽¹⁰⁾
04.02 B II b) 2	3010	per kg 1.5853 ⁽¹⁰⁾
04.03 A	3110	186.51
04.03 B	3210	227.54
04.04 A I a) 1	3321	15.00
04.04 A I a) 2	3420	125.36 ⁽¹¹⁾
04.04 A I b) 1 aa)	3521	15.00
04.04 A I b) 1 bb)	3619	125.36 ⁽¹¹⁾
04.04 A I b) 2	3719	125.36 ⁽¹¹⁾
04.04 A II	3800	125.36
04.04 B	3900	151.94 ⁽¹²⁾
04.04 C	4000	127.81
04.04 D I	4120	30.00
04.04 D II a) 1	4410	120.86
04.04 D II a) 2	4510	130.91
04.04 D II b)	4610	210.91
04.04 E I a)	4710	151.94
04.04 E I b) 1 aa)	4834	15.00
04.04 E I b) 1 bb)	4850	166.93

CCT heading No	Code	Import levy
04.04 E I b) 2 aa)	4922	126.91 ⁽¹³⁾
04.04 E I b) 2 bb)	5022	126.91 ⁽¹⁴⁾
04.04 E I b) 3	5030	126.91 ⁽¹⁵⁾
04.04 E I b) 4	5060	126.91 ⁽¹⁵⁾
04.04 E I b) 5	5120	126.91
04.04 E I c) 1	5210	95.18
04.04 E I c) 2	5250	206.91
04.04 E II a)	5310	151.94
04.04 E II b)	5410	206.91
17.02 A II ⁽¹⁶⁾	5500	18.95
21.07 F I	5600	18.95
23.07 B I a) 3	5700	66.75
23.07 B I a) 4	5800	86.60
23.07 B I b) 3	5900	80.86
23.07 B I c) 3	6000	66.04
23.07 B II	6100	86.60

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

⁽⁹⁾ The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
b) 6 u.a. ; and
c) 13.76 u.a.

⁽¹⁰⁾ The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
and
b) 13.76 u.a.

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

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

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

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

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

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

NB : For the purposes of heading No 04.04, the exchange rate to be applied in converting into national currencies the unit of account referred to in the subdivisions of this heading shall, notwithstanding general rule C 3 contained in Part I, Section I of the Common Customs Tariff be the representative rate, if such a rate is fixed pursuant to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (OJ No 106, 30. 10. 1962, p. 2553/62).

COMMISSION REGULATION (EEC) No 900/78**of 28 April 1978****fixing the import levies on live cattle and on beef and veal other than frozen**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 425/77 ⁽²⁾, and in particular
Article 12 (8) thereof,

Whereas the import levies on live cattle and on beef
and veal other than frozen were fixed by Regulation
(EEC) No 580/78 ⁽³⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 580/78

to the quotations and other information 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 on live cattle and on beef and veal
other than frozen shall be as specified 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 79, 23. 3. 1978, p. 13.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on live cattle and on beef and veal other than frozen ⁽¹⁾ for the period beginning 1 May 1978

(u.a./100 kg)

CCT heading No	Austria/Sweden/Switzerland	Other third countries
	— Live weight —	
01.02 A II a) (a)	—	46.778
01.02 A II b) (b)	27.062	54.164
	— Net weight —	
02.01 A II a) 1 aa) (a)	—	88.878
02.01 A II a) 1 bb)	51.418	102.912
02.01 A II a) 2 aa) (a)	—	71.103
02.01 A II a) 2 bb)	41.135	82.330
02.01 A II a) 3 aa) (a)	—	106.654
02.01 A II a) 3 bb)	61.702	123.494
02.01 A II a) 4 aa)	77.128	154.367
02.01 A II a) 4 bb)	88.223	176.574
02.06 C I a) 1	77.128	154.367
02.06 C I a) 2	88.223	176.574
16.02 B III b) 1 aa)	88.223	176.574

(¹) In accordance with Regulation (EEC) No 706/76, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

(a) The levy shall be established in accordance with the provisions set out in Annex I to the Trade Agreement between the EEC and the Socialist Federal Republic of Yugoslavia.

(b) The levy which is to be applied to young male bovine animals, intended for fattening, of a live weight of 300 kg or less, imported under the conditions set out in Article 13 of Council Regulation (EEC) No 805/68 of 27 June 1968, and in the provisions adopted for its application, is totally or partially suspended in accordance with those provisions.

COMMISSION REGULATION (EEC) No 901/78
of 28 April 1978
fixing the import levies on frozen beef and veal

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 425/77 ⁽²⁾, and in particular
Article 12 (8) thereof,

Whereas the import levies on frozen beef and veal
were fixed by Regulation (EEC) No 581/78 ⁽³⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 581/78

to the quotations and other information known to the
Commission, that the levies should be fixed as shown
in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies on frozen beef and veal shall be as
specified 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 79, 23. 3. 1978, p. 17.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on frozen beef and veal ⁽¹⁾ for the period beginning 1 May 1978

(u.a./100 kg)

CCT heading No	Levy
	— Net weight —
02.01 A II b) 1	116.821
02.01 A II b) 2	93.457 (a)
02.01 A II b) 3	146.026
02.01 A II b) 4 aa)	175.232
02.01 A II b) 4 bb) 11	146.026 (a)
02.01 A II b) 4 bb) 22 (b)	146.026 (a)
02.01 A II b) 4 bb) 33	200.933 (a)

(¹) In accordance with Regulation (EEC) No 706/76, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

(a) Where products are imported under the conditions set out in Article 14 of Council Regulation (EEC) No 805/68 of 27 June 1968 and in provisions adopted for its application, the levy is totally or partially suspended in accordance with those provisions.

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

COMMISSION REGULATION (EEC) No 902/78
of 28 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 866/78⁽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 and October 1978 for colza and rape seed, in case of pre-fixation for the months of July, August, September and October 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, September and October 1977 and on the basis of the monthly increase for September and October 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, September and October 1978 will, however, as for colza and rape seeds, be confirmed or replaced as from 1 May 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 and October 1978.

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, 28 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 116, 28. 4. 1978, p. 35.

*ANNEX***to the Commission Regulation of 28 April 1978 fixing the amount of the subsidy on oil seeds**

Subsidy applicable from 1 May 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	9.084	10.773
Subsidy in the case of advance fixing :		
— for the month of May 1978	9.084	10.773
— for the month of June 1978	9.084	10.773
— for the month of July 1978	6.923 ⁽¹⁾	10.839
— for the month of August 1978	6.923 ⁽¹⁾	10.839
— for the month of September 1978	7.095 ⁽¹⁾	—
— for the month of October 1978	9.444 ⁽¹⁾	—

⁽¹⁾ Subject to confirmation.

COMMISSION REGULATION (EEC) No 903/78

of 28 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 852/78⁽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 902/78⁽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 1 May 1978.

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

Done at Brussels, 28 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 116, 28. 4. 1978, 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 70 of this Official Journal.

ANNEX

World market price applicable from 1 May 1978 for colza and rape seed (CCT heading No ex 12.01)

	u.a./100 kg ⁽¹⁾
World market price	21.574
World market price where the subsidy is fixed in advance :	
— for the month of May 1978	21.574
— for the month of June 1978	21.574
— for the month of July 1978	21.607
— for the month of August 1978	21.607
— for the month of September 1978	21.739
— for the month of October 1978	19.694

⁽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 904/78

of 28 April 1978

altering the export refunds on white sugar and raw sugar exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 705/78⁽²⁾, and in particular the second sentence of the last subparagraph of Article 19 (2) thereof,

Whereas the refunds on white sugar and raw sugar exported in the natural state were fixed by Regulation (EEC) No 786/78⁽³⁾;

Whereas it follows from applying the rules, criteria and other provisions contained in Regulation (EEC)

No 786/78 to the information at present available to the Commission that the export refunds at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 3330/74, undenatured and exported in the natural state, as fixed in the Annex to Regulation (EEC) No 786/78 are hereby altered 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 1.

⁽³⁾ OJ No L 106, 20. 4. 1978, p. 16.

ANNEX

to the Commission Regulation of 28 April 1978 altering the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)

CCT heading No	Description	Refund
17.01	Beet sugar and cane sugar, solid : A. White sugar ; flavoured or coloured sugar B. Raw sugar : (a) Candy sugar (b) Other raw sugar	 20.00 20.49 ⁽¹⁾ 16.50 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 905/78

of 28 April 1978

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

Whereas Commission Regulation (EEC) No 244/78 of 6 February 1978 fixing for the months February to April 1978 the reference price for cucumbers⁽³⁾ fixed the reference price for Class I products at 50.47 units of account per 100 kilograms for the month of April 1978;

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

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by Regulation (EEC) No 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 the first indent of Article 1 (2) of Regulation (EEC) No 244/78;

Whereas for Bulgarian cucumbers the entry prices calculated in this way have remained at least 0.50 unit

of account below the reference price for two consecutive market days; whereas a countervailing charge has therefore to be introduced for these cucumbers;

Whereas Commission Regulation (EEC) No 845/78 of 26 April 1978⁽⁶⁾ has introduced a countervailing charge on cucumbers originating in Greece;

Whereas the entry prices available at present for these two exporting countries allow the application of one charge, equal to the difference between the reference price and the arithmetic mean of the average entry prices established for each exporting country; whereas Regulation (EEC) No 845/78 should therefore be repealed;

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

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

HAS ADOPTED THIS REGULATION:

Article 1

1. A countervailing charge of 7.90 units of account per 100 kilograms net is applied to cucumbers falling within subheading ex 07.01 P of the Common Customs Tariff and originating in Greece and Bulgaria.

2. Regulation (EEC) No 845/78 are hereby repealed.

Article 2

This Regulation shall enter into force on 3 May 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 37, 7. 2. 1978, p. 11.

⁽⁴⁾ OJ No L 220, 10. 8. 1974, p. 20.

⁽⁵⁾ OJ No L 90, 5. 4. 1978, p. 5.

⁽⁶⁾ OJ No L 115, 27. 4. 1978, p. 39.

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

Done at Brussels, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 906/78

of 28 April 1978

introducing a countervailing charge on tomatoes originating in Romania

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1035/72 of 18 May 1972 on the common organization
of the market in fruit and vegetables⁽¹⁾, as last
amended by Regulation (EEC) No 1034/77⁽²⁾, and in
particular the second subparagraph of Article 27 (2)
thereof,

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

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 at 103.07 units of account
per 100 kilograms net;

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

Whereas, in accordance with Article 3 (1) of Regula-
tion (EEC) No 2118/74⁽⁴⁾, as last amended by Regula-

tion (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 Regula-
tion (EEC) No 585/78;

Whereas, for Romanian tomatoes, the entry price
calculated in this way has remained at least 0.50 unit
of account below the reference price for two consecu-
tive market days; whereas a countervailing charge
should therefore be introduced for these tomatoes;

Whereas, if the system is to operate normally, the
entry 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,

HAS ADOPTED THIS REGULATION:

Article 1

A countervailing charge of 11.68 units of account per
100 kilograms net is applied to tomatoes (subheading
ex 07.01 M of the Common Customs Tariff) origi-
nating in Romania.

Article 2

This Regulation shall enter into force on 3 May 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 907/78

of 28 April 1978

fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organ-
ization of the market in sugar ⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77 ⁽²⁾, and in particular
Article 15 (7) thereof,

Whereas the import levies on white sugar and raw
sugar were fixed by Regulation (EEC) No 1436/77 ⁽³⁾,
as last amended by Regulation (EEC) No 869/78 ⁽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 29 April
1978.

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

Done at Brussels, 28 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 116, 28. 4. 1978, p. 41.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on white sugar
and raw sugar

(u.a. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	26.51
	B. Raw sugar	21.83 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 908/78
of 28 April 1978
fixing the import levies on isoglucose

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1111/77 of 17 May 1977 laying down common provisions for isoglucose ⁽¹⁾, as last amended by Regulation (EEC) No 706/78 ⁽²⁾, and in particular Article 3 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, pursuant to Article 3 of Regulation (EEC) No 1111/77, a levy is to be charged on imports of the products specified in Article 1 of that Regulation; whereas this levy is to consist of a fixed component and a variable component;

Whereas these components are defined in Article 3 (1) of Regulation (EEC) No 1111/77; whereas, pursuant to Commission Regulation (EEC) No 1469/77 of 30 June 1977 laying down rules for applying the levy and the refund in respect of isoglucose and amending Regulation (EEC) No 192/75 ⁽³⁾, the fixed component referred to in Article 3 of Regulation (EEC) No 1111/77 must be equal to that used for fixing the import levy on products falling within subheading 17.02 B II a) of the Common Customs Tariff;

Whereas the levy must be fixed each month;

Whereas, to enable the system of levies to function normally, the levies should be calculated using:

- 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 of the Community currencies referred to in the previous subparagraph;

Whereas in view of the foregoing the levies on isoglucose shall be fixed as shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 3 (4) of Regulation (EEC) No 1111/77 shall be fixed as indicated 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, 28 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 134, 28. 5. 1977, p. 4.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 5.

⁽³⁾ OJ No L 162, 1. 7. 1977, p. 9.

ANNEX

to the Commission Regulation of 28 April 1978 fixing the import levies on isoglucose

(in u.a.)

CCT heading No	Description	Levies per 100 kg of dry matter
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel : D. Other sugars and syrups : I. Isoglucose	34.51
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : III. Isoglucose	34.51

COUNCIL REGULATION (EEC) No 909/78
of 27 April 1978
extending the 1977/78 marketing year for beef and veal

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal⁽¹⁾, as last amended by
Regulation (EEC) No 425/77⁽²⁾, and in particular
Article 4 thereof,

Having regard to the proposal from the Commission,

Whereas it has become necessary to reconsider all the
matters relating to fixing the prices for the coming
year which will involve a delay in their being fixed;
whereas it is accordingly necessary to extend the
1977/78 marketing year for beef and veal until 21 May
1978,

HAS ADOPTED THIS REGULATION:

Article 1

The 1977/78 marketing year for beef and veal shall
end on 21 May 1978 and the 1978/79 marketing year
shall commence on 22 May 1978.

Article 2

The premiums granted from 1 May 1978 until the
end of the 1977/78 marketing year shall not be taken
into account for the purposes of the limit of 85 % of
the guide price referred to in the second subparagraph
of Article 1 (2) of Council Regulation (EEC) No
870/77 of 26 April 1977 authorizing the Member
States to grant a premium for the slaughter of certain
adult bovine animals for slaughter during the 1977/78
marketing year⁽³⁾.

Article 3

This Regulation shall enter into force on the day of 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, 27 April 1978.

For the Council

The President

P. DALSAGER

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 26.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 106, 29. 4. 1977, p. 14.

COUNCIL REGULATION (EEC) No 910/78
of 27 April 1978
extending the 1977/78 milk year

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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

Having regard to the proposal from the Commission,

Whereas it has become necessary to reconsider all the
problems relating to fixing the prices for the coming
milk year which will involve a delay in their being

fixed; whereas it is accordingly necessary to extend
the 1977/78 marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

The 1977/78 milk year shall end on 21 May 1978 and
the 1978/79 milk year shall commence on 22 May
1978.

Article 2

This Regulation shall enter into force on the day of 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, 27 April 1978.

For the Council

The President

P. DALSAGER

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

COUNCIL REGULATION (EEC) No 911/78**of 27 April 1978****fixing the basic price and the buying-in price for cauliflowers for May 1978**

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 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 Article 16 (1) thereof,

Having regard to the proposal from the Commission,

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

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price must be fixed for each marketing year for each of the products listed in Annex II to the said Regulation; whereas the products in question, harvested in a given production year, are marketed, as regards cauliflowers, from May to April of the following year;

Whereas, therefore, in order to ensure the continuity of cauliflower prices, the basic price and the buying-in price for this product must be fixed for May 1978,

HAS ADOPTED THIS REGULATION:

Article 1

1. The basic price and the buying-in price for cauliflowers, in units of account per 100 kilograms net, shall be fixed as follows for May 1978:

- basic price: 12.01,
- buying-in price 5.25.

2. The prices quoted in paragraph 1 relate to packed cauliflowers 'with leaves' of Quality Class I.

Article 2

The prices quoted in Article 1 (1) do not include the cost of the packaging in which the product is presented.

Article 3

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 Luxembourg, 27 April 1978.

For the Council

The President

P. DALSAGER

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No C 85, 10. 4. 1978, p. 31.

⁽⁴⁾ OJ No C 101, 26. 4. 1978, p. 10.

CORRIGENDA

Corrigendum to Council Regulation (EEC) No 709/78 of 4 April 1978 amending Regulations (EEC) No 2727/75 and (EEC) No 1418/76 as regards the export refunds for cereals and rice exported in the form of goods not covered by Annex II to the Treaty

(Official Journal of the European Communities No L 94 of 8 April 1978)

Page 10, Article 1 :

The following heading should be added after heading No 22.02 :

'22.09 Spirits (other than those of heading No 22.08); liqueurs and other spirituous beverages; compound alcoholic preparations (known as "concentrated extracts") for the manufacture of beverages :

C. Spirituous beverages :

V. Other'
