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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 2026/78**of 28 August 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 1254/78⁽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 1815/78⁽³⁾ and subsequent amending
Regulations ;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1815/78 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 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 August
1978.

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

Done at Brussels, 28 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 210, 1. 8. 1978, p. 4.

ANNEX

to the Commission Regulation of 28 August 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	81.34
10.01 B	Durum wheat	124.48 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	82.61 ⁽⁶⁾
10.03	Barley	82.94
10.04	Oats	71.74
10.05 B	Maize, other than hybrid maize for sowing	75.79 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	52.87 ⁽⁴⁾
10.07 C	Grain sorghum	78.78 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	123.98
11.01 B	Rye flour	126.40
11.02 A I a)	Durum wheat groats and meal	203.72
11.02 A I b)	Common wheat groats and meal	133.87

⁽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 2027/78

of 28 August 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 1254/78⁽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
1816/78⁽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 August
1978.

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

Done at Brussels, 28 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 210, 1. 8. 1978, p. 6.

ANNEX

to the Commission Regulation of 28 August 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 8	1st period 9	2nd period 10	3rd period 11
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0.32
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	0.63	0.63	0
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 8	1st period 9	2nd period 10	3rd period 11	4th period 12
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 2028/78

of 28 August 1978

fixing the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 1260/78⁽⁴⁾, and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied to calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation (EEC) No 1418/76; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice⁽⁵⁾, as last amended by Regulation (EEC) No 1603/78⁽⁶⁾, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first 25 days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation, is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

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

factured from cereals⁽⁷⁾, as last amended by Regulation (EEC) No 1740/78⁽⁸⁾, provides that the levy thus determined, increased by the fixed component, is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 2.5 units of account per tonne from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75⁽⁹⁾, as amended by Regulation (EEC) No 2415/75⁽¹⁰⁾, laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75; whereas, in accordance with Regulation (EEC) No 2742/75⁽¹¹⁾, as last amended by Regulation (EEC) No 1127/78⁽¹²⁾, the variable component of the levy on certain processed products must be reduced by the incidence of the production refund granted in respect of basic products intended for processing;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States or in the 'overseas countries and territories', the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'⁽¹³⁾, as last amended by Regulation (EEC) No 1198/78⁽¹⁴⁾;

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

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 156, 14. 6. 1978, p. 11.

⁽⁵⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁶⁾ OJ No L 188, 11. 7. 1978, p. 1.

⁽⁷⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁸⁾ OJ No L 202, 26. 7. 1978, p. 8.

⁽⁹⁾ OJ No L 195, 26. 7. 1975, p. 25.

⁽¹⁰⁾ OJ No L 247, 23. 9. 1975, p. 22.

⁽¹¹⁾ OJ No L 281, 1. 11. 1975, p. 57.

⁽¹²⁾ OJ No L 142, 30. 5. 1978, p. 24.

⁽¹³⁾ OJ No L 85, 31. 3. 1976, p. 2.

⁽¹⁴⁾ OJ No L 147, 3. 6. 1978, p. 1.

annexed to the General Agreement on tariffs and trade, to the amount resulting from application of the rate of duty bound within GATT;

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

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 1 September 1978.

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

Done at Brussels, 28 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 28 August 1978 fixing the import levies on products processed from cereals and rice

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
07.06 A	14.88 ⁽¹⁾	13.38 ⁽¹⁾⁽⁵⁾
11.01 C ⁽²⁾	153.79	148.79
11.01 D ⁽²⁾	133.97	128.97
11.01 E I ⁽²⁾	146.05	141.05
11.01 E II ⁽²⁾	82.43	79.93
11.01 F ⁽²⁾	56.14	53.64
11.01 G ⁽²⁾	81.96	79.46
11.02 A II ⁽²⁾	156.79	151.79
11.02 A III ⁽²⁾	153.79	148.79
11.02 A IV ⁽²⁾	133.97	128.97
11.02 A V a) 1 ⁽²⁾	146.05	141.05
11.02 A V a) 2 ⁽²⁾	146.05	141.05
11.02 A V b) ⁽²⁾	82.43	79.93
11.02 A VI ⁽²⁾	56.14	53.64
11.02 A VII ⁽²⁾	81.96	79.46
11.02 B I a) 1 ⁽²⁾	134.76	132.26
11.02 B I a) 2 aa)	75.58	73.08
11.02 B I a) 2 bb) ⁽²⁾	131.47	128.97
11.02 B I b) 1 ⁽²⁾	134.76	132.26
11.02 B I b) 2 ⁽²⁾	131.47	128.97
11.02 B II a) ⁽²⁾	115.72	113.22
11.02 B II b) ⁽²⁾	114.66	112.16
11.02 B II c) ⁽²⁾	127.88	125.38
11.02 B II d) ⁽²⁾	127.14	124.64
11.02 C I ⁽²⁾	138.71	136.21
11.02 C II ⁽²⁾	137.43	134.93
11.02 C III ⁽²⁾	211.65	206.65
11.02 C IV ⁽²⁾	117.14	114.64
11.02 C V ⁽²⁾	127.88	125.38
11.02 C VI ⁽²⁾	127.14	124.64
11.02 D I ⁽²⁾	89.33	86.83
11.02 D II ⁽²⁾	88.52	86.02
11.02 D III ⁽²⁾	86.81	84.31
11.02 D IV ⁽²⁾	75.58	73.08
11.02 D V ⁽²⁾	82.43	79.93
11.02 D VI ⁽²⁾	81.96	79.46
11.02 E I a) 1 ⁽²⁾	86.81	84.31
11.02 E I a) 2 ⁽²⁾	75.58	73.08
11.02 E I b) 1 ⁽²⁾	170.32	165.32
11.02 E I b) 2 ⁽²⁾	148.30	143.30
11.02 E II a) ⁽²⁾	158.23	153.23
11.02 E II b) ⁽²⁾	156.79	151.79
11.02 E II c) ⁽²⁾	146.05	141.05
11.02 E II d) 1 ⁽²⁾	96.08	91.08
11.02 E II d) 2 ⁽²⁾	145.22	140.22
11.02 F I ⁽²⁾	158.23	153.23
11.02 F II ⁽²⁾	156.79	151.79

(u.a./tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 F III ⁽²⁾	153.79	148.79
11.02 F IV ⁽²⁾	133.97	128.97
11.02 F V ⁽²⁾	146.05	141.05
11.02 F VI ⁽²⁾	56.14	53.64
11.02 F VII ⁽²⁾	81.96	79.46
11.02 G I	68.85	63.85
11.02 G II	63.77	58.77
11.04 C I	17.38	11.88 ⁽⁵⁾
11.04 C II a)	115.79	95.79 ⁽⁵⁾
11.04 C II b)	143.16	123.16 ⁽⁵⁾
11.07 A I a)	160.53	151.53
11.07 A I b)	122.22	113.22
11.07 A II a)	156.13 ⁽⁴⁾	147.13
11.07 A II b)	118.94	109.94
11.07 B	137.12 ⁽⁴⁾	128.12
11.08 A I	115.79	98.79
11.08 A II	70.66	45.16
11.08 A III	150.85	133.85
11.08 A IV	115.79	98.79
11.08 A V	115.79	49.39 ⁽⁵⁾
11.09	393.36	243.36
17.02 B II a) ⁽³⁾	208.86	128.86
17.02 B II b) ⁽³⁾	153.79	98.79
21.07 F II	153.79	98.79
23.02 A I a)	24.62	24.62
23.02 A I b)	78.77	78.77
23.02 A II a)	19.69	19.69
23.02 A II b)	78.77	78.77
23.03 A I	272.72	122.72

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

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications :

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

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

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

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

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

COMMISSION REGULATION (EEC) No 2029/78
of 28 August 1978
fixing the import levies on compound feedingstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to the opinion of the Monetary Committee,

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

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

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

amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'⁽⁵⁾; as last amended by Regulation (EEC) No 1198/78⁽⁶⁾;

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 1 September 1978.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 60.

⁽⁴⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽⁵⁾ OJ No L 85, 31. 3. 1976, p. 2.

⁽⁶⁾ OJ No L 147, 3. 6. 1978, p. 1.

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

Done at Brussels, 28 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 28 August 1978 fixing the import levies on compound feedingstuffs

(u.a./tonne)

CCT heading No	Nomenclature in simplified wording	Levies	
		Third countries (other than ACP and OCT)	ACP and OCT
	Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 21.07 F I) containing starch, glucose or glucose syrup :		
	Containing no starch or containing 10 % or less by weight of starch :		
23.07 B I a) 1	— Containing no milk products or containing less than 10 % by weight of such products	21.54	12.54
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	451.31	442.31
	Containing more than 10 % but not more than 30 % by weight of starch :		
23.07 B I b) 1	— Containing no milk products or containing less than 10 % by weight of such products	48.18	39.18
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	477.95	468.95
	Containing more than 30 % by weight of starch :		
23.07 B I c) 1	— Containing no milk products or containing less than 10 % by weight of such products	87.36	78.36
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	517.13	508.13

COMMISSION REGULATION (EEC) No 2030/78**of 28 August 1978****correcting Regulation (EEC) No 1036/78 fixing the monetary compensatory amounts**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margin of fluctuation for the currencies of certain Member States⁽¹⁾, as last amended by Regulation (EEC) No 557/76⁽²⁾, and in particular Article 3 thereof,

Whereas the monetary compensatory amounts provided for in Regulation (EEC) No 974/71 were fixed by Commission Regulation (EEC) No 1036/78 of 19 May 1978⁽³⁾, as amended with effect from 21 August 1978 by Regulation (EEC) No 1989/78⁽⁴⁾;

Whereas a check has revealed an error in the Annex to that Regulation; whereas the Regulation in question must therefore be corrected,

HAS ADOPTED THIS REGULATION:

Article 1

In Annex I, Part 8, column 'France' to Regulation (EEC) No 1036/78, as amended with effect from 21 August 1978 by Regulation (EEC) No 1989/78, the amount '3,47' under subheading 19.08 B II a) is replaced by the amount '3,77'.

Article 2

This Regulation shall enter into force on 29 August 1978. Where any party concerned so requests, it shall be applied with effect from 21 August 1978.

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

Done at Brussels, 28 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 1.

⁽³⁾ OJ No L 133, 22. 5. 1978, p. 1.

⁽⁴⁾ OJ No L 229, 21. 8. 1978, p. 1.

COMMISSION REGULATION (EEC) No 2031/78
of 25 August 1978

re-establishing the levying of customs duties on other cotton yarn, not put up for retail sale, falling within subheading 55.05 B I and originating in Peru, to which the preferential tariff arrangements set out in Regulation (EEC) No 1197/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1197/78 of 30 May 1978 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

Whereas Article 2 (1) to (3) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling which is indicated, for each of the products listed under (a) in column 5 of Annex B; whereas, only the products originating in the countries and territories listed in Annex D thereto, other than those specified under (b) in column 4 of Annex B, in respect of the corresponding products, may be charged against that ceiling; whereas, having regard to that ceiling, the amounts for products originating in any one of the countries listed in Annex D should be within a maximum amount representing 50 % of that ceiling;

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

Whereas, in respect of other cotton yarn, not put up for retail sale, the ceiling, calculated as indicated above, should be 20 tonnes, and therefore the

maximum amount is 10 tonnes; whereas on 18 August 1978 the amounts of imports into the Community of other cotton yarn, not put up for retail sale and originating in Peru, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 1197/78 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to Peru,

HAS ADOPTED THIS REGULATION:

Article 1

As from 1 September 1978, the levying of customs duties, suspended in pursuance of Regulation (EEC) No 1197/78, shall be re-established in respect of the following products, imported into the Community and originating in Peru:

CCT heading No	Description
55.05	Cotton yarn, not put up for retail sale: B. Other: I. Measuring, per single yarn, 120 000 m or more per kg

Article 2

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

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

Done at Brussels, 25 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 149, 5. 6. 1978, p. 1.

COMMISSION REGULATION (EEC) No 2032/78

of 25 August 1978

re-establishing the levying of customs duties on cotton yarn, put up for retail sale, falling within heading No 55.06 and originating in Yugoslavia, to which the preferential tariff arrangements set out in Regulation (EEC) No 1197/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1197/78 of 30 May 1978 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

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

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

Whereas, in respect of cotton yarn, put up for retail sale, the ceiling, calculated as indicated above, should be seven tonnes, and therefore the maximum amount is 3.5 tonnes; whereas on 11 August 1978 the amounts of imports into the Community of cotton yarn, put up for retail sale and originating in Yugoslavia, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 1197/78 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to Yugoslavia,

HAS ADOPTED THIS REGULATION:

Article 1

As from 1 September 1978, the levying of customs duties, suspended in pursuance of Regulation (EEC) No 1197/78 shall be re-established in respect of the following products, imported into the Community and originating in Yugoslavia:

CCT heading No	Description
55.06	Cotton yarn, put up for retail sale

Article 2

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

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

Done at Brussels, 25 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 149, 5. 6. 1978, p. 1.

COMMISSION REGULATION (EEC) No 2033/78
of 25 August 1978

re-establishing the levying of customs duties on gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, falling within heading No 60.02 and originating in Thailand, to which the preferential tariff arrangements set out in Regulation (EEC) No 1197/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1197/78 of 30 May 1978 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

Whereas Article 2 (1) to (3) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling which is indicated, for each of the products listed under (a) in column 5 of Annex B; whereas, only the products originating in the countries and territories listed in Annex D thereto, other than those specified under (b) in column 4 of Annex B, in respect of the corresponding products, may be charged against that ceiling; whereas, having regard to that ceiling, the amounts for products originating in any one of the countries listed in Annex D should be within a maximum amount representing 50 % of that ceiling;

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

Whereas, in respect of gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized, the

ceiling, calculated as indicated above, should be 35 tonnes, and therefore the maximum amount is 17.50 tonnes; whereas on 11 August 1978 the amounts of imports into the Community of gloves, mittens and mitts, knitted or crocheted, not elastic or rubberized and originating in Thailand, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 1197/78 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to Thailand,

HAS ADOPTED THIS REGULATION:

Article 1

As from 1 September 1978, the levying of customs duties, suspended in pursuance of Regulation (EEC) No 1197/78, shall be re-established in respect of the following products, imported into the Community and originating in Thailand:

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

Article 2

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

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

Done at Brussels, 25 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 149, 5. 6. 1978, p. 1.

COMMISSION REGULATION (EEC) No 2034/78

of 25 August 1978

re-establishing the levying of customs duties applicable to third countries on certain products originating in Finland

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Agreement between the European Economic Community and the Republic of Finland⁽¹⁾, and in particular Protocol 1 thereof,

Having regard to Council Regulation (EEC) No 699/78 of 20 March 1978 establishing indicative ceilings and Community supervision of imports of certain products originating in Finland⁽²⁾, and in particular Article 1 thereof,

Whereas Article 3 of the abovementioned Protocol provides that the products listed below, imported under reduced duty rates according to Article 1 (1) to (3), are subject to the annual ceiling indicated, above which the customs duties applicable to third countries may be re-established:

CCT heading No	Description	Ceiling (tonnes)
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter within Chapter 49), in rolls or sheets: C. Other: — Coated printing or writing paper	48 040

Whereas imports into the Community of those products, originating in Finland, have reached that

ceiling; whereas the situation on the Community market requires that customs duties applicable to third countries on the products in question be re-established,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 September to 31 December 1978, the levying of customs duties applicable to third countries shall be re-established on imports into the Community of the following products:

CCT heading No	Description	Origin
48.07	Paper and paperboard, impregnated, coated, surface-coloured, surface-decorated or printed (not constituting printed matter within Chapter 49), in rolls or sheets: C. Other: — Coated printing or writing paper	Finland

Article 2

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

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

Done at Brussels, 25 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 328, 28. 11. 1973, p. 1.

⁽²⁾ OJ No L 102, 14. 4. 1978, p. 7.

COMMISSION REGULATION (EEC) No 2035/78

of 28 August 1978

introducing a countervailing charge on certain varieties of plums 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 1766/78⁽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 1233/78 of 8 June 1978 fixing for the 1978 marketing year the reference price for plums⁽³⁾, fixed the reference price for Class I, Group I at 33.52 units of account per 100 kg net for August 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 price is defined in Article 24 (2) of Regulation (EEC) No 1035/72;

Whereas, in accordance with Article 3 (1) of Regulation (EEC) No 2118/74⁽⁴⁾, as last amended by 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, for Romanian plums of Group I the entry price calculated in this way has remained at least 0.50 unit of account below the reference price for two consecutive market days; whereas a countervailing charge should therefore be introduced for these plums;

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 1.59 units of account per 100 kg net is applied to plums (subheading 08.07 D of the Common Customs Tariff), of varieties other than Altesse simple (common quetsche, Hauszwetschge), Reine-Claude d'Oullins (Oullins Gage), Sveskeblommer, Ruth Gerstetter, Ontario, Wangenheim (early Wangenheim quetsche), Pershore (Yellow Egg), Mirabelle and Bosniche, originating in Romania.

Article 2

This Regulation shall enter into force on 30 August 1978.

(1) OJ No L 118, 20. 5. 1972, p. 1.

(2) OJ No L 204, 28. 7. 1978, p. 12.

(3) OJ No L 153, 9. 6. 1978, p. 14.

(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 August 1978.

For the Commission

Finn GUNDELACH

Vice-President

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 19 July 1978

authorizing the United Kingdom not to apply Community treatment to tents, falling within heading No ex 62.04 of the Common Customs Tariff (NIMEXE codes 62.04-23, 73), originating in South Korea and in free circulation in the other Member States

(Only the English text is authentic)

(78/698/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 12 July 1978 by the United Kingdom Government to the Commission of the European Communities, for authorization not to apply Community treatment to tents, falling within heading No ex 62.04 of the Common Customs Tariff (NIMEXE codes 62.04-23, 73), originating in South Korea and in free circulation in the other Member States,

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

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

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

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

Whereas although the imports which gave rise to the application submitted would appear to be an isolated operation, they are nevertheless likely, owing to the appreciable amount of the imports, to aggravate these difficulties;

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

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

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is authorized not to apply Community treatment to the products indicated below, where they originate in South Korea and are in free circulation in the other Member States and in respect of which applications for import licences were

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

lodged after 2 July 1978 and are, on the date of this Decision, pending with the United Kingdom authorities :

CCT heading No	Description
ex 62.04 (NIMEXE codes 62.04-23, 73)	Tents

Article 2

This Decision is addressed to the United Kingdom.

Done at Brussels, 19 July 1978.

For the Commission

Wilhelm HAERKAMP

Vice-President

COMMISSION DECISION

of 24 July 1978

authorizing Ireland not to apply Community treatment to outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38), originating in Malaysia and in free circulation in the other Member States

(Only the English text is authentic)

(78/699/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 11 July 1978 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres, falling within subheading ex 60.05 A of the Common Customs Tariff (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38), originating in Malaysia and in free circulation in the other Member States,

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

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

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

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

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

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

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

HAS ADOPTED THIS DECISION :

Article 1

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in Malaysia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 4 July 1978 and are, on the date of this Decision, pending with the Irish authorities :

CCT heading No	Description
ex 60.05 A (NIMEXE codes 60.05-01, 27, 28, 29, 30, 33, 36, 37, 38)	Outer garments and other articles, knitted or crocheted, not elastic or rubberized : outer garments and clothing accessories : jerseys, pullovers, slip-overs, twinsets, cardigans, bed-jackets and jumpers, knitted or crocheted, not elastic or rubberized, of wool, of cotton or of man-made textile fibres

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 24 July 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION

of 24 July 1978

authorizing the French Republic not to apply Community treatment to receivers, whether or not combined with a sound recorder or reproducer, falling within subheading ex 85.15 A III of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the French text is authentic)

(78/700/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 12 July 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to receivers, whether or not combined with a sound recorder or reproducer, falling within subheading ex 85.15 A III of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

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

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

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

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

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

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

Whereas, however, the requests for licences which gave rise to the application in question do not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 11 July 1978 :

CCT heading No	Description
ex 85.15 A III	Receivers, whether or not combined with a sound recorder or reproducer

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 24 July 1978.

For the Commission

Wilhelm HAERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 24 July 1978

authorizing the French Republic not to apply Community treatment to receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States

(Only the French text is authentic)

(78/701/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 12 July 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to receivers, whether or not combined with a sound recorder or reproducer, falling within subheading 85.15 A III of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States,

Whereas in France the import of the products in question originating in Hong Kong is subject to an annual quota which is already wholly taken up ;

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

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

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

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

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

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

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 11 July 1978 :

CCT heading No	Description
85.15 A III	Receivers, whether or not combined with a sound recorder or reproducer

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 24 July 1978.

For the Commission

Wilhelm HAFFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 24 July 1978

authorizing the French Republic not to apply Community treatment to tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china or of other kinds of pottery, falling within heading No 69.11 and subheadings 69.12 C and D of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the French text is authentic)

(78/702/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 12 July 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain or china or of other kinds of pottery, falling within heading No 69.11 and subheadings 69.12 C and D of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas in France the import of the products in question originating in Japan is subject to an annual quota which is already wholly taken up;

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

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

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

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

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

Whereas authorization should accordingly be given for the application of protective measures under the

first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

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

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Japan and are in free circulation in the other Member States, and in respect of which application for import licences were lodged after 13 July 1978:

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

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 24 July 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 25 July 1978

derogating from High Authority recommendation No 1-64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community

(95th derogation)

(78/703/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to High Authority recommendation No 1-64 of 15 January 1964 to the Governments of the Member States concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community⁽¹⁾, and in particular Article 3 thereof,

Whereas by the Decision of 27 June 1978 the representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council decided, in agreement with the Commission, to extend the application of their Decision of 29 June 1977 suspending autonomously the import duties or the levying thereof on products covered by the Treaty originating in the Arab Republic of Egypt, the Syrian Arab Republic, the Hashemite Kingdom of Jordan and the Lebanese Republic, until the entry into force of the Agreements signed on 18 January 1977 in the case of the first three, and on 3 May 1977 in the case of the latter, and at the latest until 30 June 1979;

Whereas Commission Decision 77/529/ECSC of 29 July 1977⁽²⁾, which authorized for the period ending 30 June 1978 the implementation of the measures set out in the Decision of 29 June 1977, should be extended until the entry into force of the Agreements, and at the latest until 30 June 1979,

HAS ADOPTED THIS DECISION:

Article 1

The application of Decision 77/529/ECSC is hereby extended until the entry into force of the Agreements, and at the latest until 30 June 1979.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 July 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No 8, 22. 1. 1964, p. 99/64.

⁽²⁾ OJ No L 209, 17. 8. 1977, p. 13.

COMMISSION DECISION

of 25 July 1978

derogating from High Authority recommendation No 1-64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community

(96th derogation)

(78/704/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community,

Having regard to High Authority recommendation No 1-64 of 15 January 1964 to the Governments of the Member States concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community⁽¹⁾, and in particular Article 3 thereof,

Whereas by the Decision of 29 June 1976, as extended by the Decision of 29 June 1977, the representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council decided, in agreement with the Commission, to suspend autonomously, from 1 July 1976 until 30 June 1978 at the latest, the import duties or the levying thereof on products covered by the Treaty, originating in the People's Democratic Republic of Algeria, in the Kingdom of Morocco, and in the Republic of Tunisia;

Whereas by the Decision of 27 June 1978 the representatives of the Governments of the Member States of the European Coal and Steel Community meeting within the Council decided, in agreement with the Commission, to extend again the application of the said Decision until the entry into force of the Agreements signed respectively on 26 April 1976, 27 April 1976, and 25 April 1976 between the People's Democratic Republic of Algeria, the Kingdom of Morocco, and the Republic of Tunisia, of the one part, and the

Member States of the Community, of the other part, hereinafter called 'the Agreements', and at the latest until 30 June 1979;

Whereas Commission Decision 76/674/ECSC of 19 July 1976⁽²⁾, as extended by Decision 77/495/ECSC of 18 July 1977⁽³⁾, authorized the implementation of the measures set out in the Decision of 29 June 1976 until 30 June 1978;

Whereas the application of Decision 76/674/ECSC should be extended until the entry into force of the Agreements, and at the latest until 30 June 1979,

HAS ADOPTED THIS DECISION:

Article 1

The application of Decision 76/674/ECSC is hereby extended until the entry into force of the Agreements, and at the latest until 30 June 1979.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 July 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 8, 22. 1. 1964, p. 99/64.

⁽²⁾ OJ No L 231, 21. 8. 1976, p. 7.

⁽³⁾ OJ No L 205, 11. 8. 1977, p. 22.

COMMISSION DECISION

of 26 July 1978

fixing the maximum amount of the export refund for the 50th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77

(78/705/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 1396/78⁽²⁾, and in particular Article 19 (4) thereof,

Whereas Commission Regulation (EEC) No 1634/77 of 19 July 1977 on a standing invitation to tender to determine export refunds for white sugar⁽³⁾, as last amended by Regulation (EEC) No 1643/78⁽⁴⁾, requires partial invitations to tender to be issued for the export of this sugar;

Whereas, pursuant to Article 4 (3) of Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽⁵⁾, as last amended by Regulation (EEC) No 1489/76⁽⁶⁾, the maximum amount of the refund is fixed for partial invitations to tender within three working days following the expiry of the time limit for the submission of tenders;

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

Whereas, following an examination of the tenders submitted in response to the 50th partial invitation to tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 50th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 is hereby fixed at 26.505 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 26 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

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

(2) OJ No L 170, 27. 6. 1978, p. 1.

(3) OJ No L 181, 21. 7. 1977, p. 35.

(4) OJ No L 191, 14. 7. 1978, p. 21.

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

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