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Contents

I Acts whose publication is obligatory

Commission Regulation (EEC) No 2735/78 of 24 November 1978 fixing the import levies on cereals and on wheat or rye flour, groats and meal 1

Commission Regulation (EEC) No 2736/78 of 24 November 1978 fixing the premiums to be added to the import levies on cereals, flour and malt 3

Commission Regulation (EEC) No 2737/78 of 24 November 1978 fixing the import levies on live cattle and beef and veal other than frozen meat 5

Commission Regulation (EEC) No 2738/78 of 24 November 1978 fixing the import levies on frozen beef and veal 9

★ Commission recommendation No 2739/78/ECSC of 23 November 1978 providing for the suspension of the definitive anti-dumping duty established in relation to iron or steel coils for re-rolling originating in South Korea 13

Commission Regulation (EEC) No 2740/78 of 24 November 1978 opening an invitation to tender for the mobilization of common wheat flour as food aid for the United Nations Relief and Works Agency for Palestine Refugees (UNRWA) 14

★ Commission Regulation (EEC) No 2741/78 of 24 November 1978 on postal charges to be taken into consideration when determining the value for customs purposes of goods sent by post 17

★ Commission Regulation (EEC) No 2742/78 of 24 November 1978 amending for the second time Regulation (EEC) No 1799/76 in respect of the closing date for the submission of crop declarations for seed flax 18

★ Commission Regulation (EEC) No 2743/78 of 24 November 1978 on the exchange of information between Member States and the Commission concerning dried fodder 19

Contents (continued)

- ★ **Commission Regulation (EEC) No 2744/78 of 24 November 1978 amending for the second time Regulation (EEC) No 1528/78 laying down detailed rules for the application of the system of aid for dried fodder 21**

Commission Regulation (EEC) No 2745/78 of 24 November 1978 amending Annex I to Regulation (EEC) No 1036/78 with regard to the monetary compensatory amounts applicable on skimmed-milk powder for use in feeding animals in countries outside the Community 22

- ★ **Commission Regulation (EEC) No 2746/78 of 24 November 1978 amending Regulation (EEC) No 79/75 on the sale by periodic tendering procedure of boned beef held by the intervention agencies 23**

- ★ **Commission Regulation (EEC) No 2747/78 of 24 November 1978 amending Regulations (EEC) No 2226/78 and (EEC) No 1045/78 as regards the products which may be bought into intervention in the Federal Republic of Germany, and their coefficients in the beef and veal sector 24**

Commission Regulation (EEC) No 2748/78 of 24 November 1978 altering the export refunds on rice and broken rice 28

II Acts whose publication is not obligatory

Commission

78/974/EEC :

- ★ **Twenty-fifth Commission Directive of 16 November 1978 amending the Annexes to Council Directive 70/524/EEC concerning additives in feedingstuffs 30**

78/975/ECSC :

- ★ **Commission Decision of 16 November 1978 on the authorization of special Deutsche Bundesbahn tariffs in favour of coal and steel producers in the Saar 34**

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 2735/78

of 24 November 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 organization 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 Regulation (EEC) No 2724/78⁽³⁾;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 2724/78 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 25 November 1978.

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

Done at Brussels, 24 November 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 329, 24. 11. 1978, p. 1.

ANNEX

to the Commission Regulation of 24 November 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	78.03
10.01 B	Durum wheat	118.38 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	78.68 ⁽⁶⁾
10.03	Barley	85.85
10.04	Oats	79.56
10.05 B	Maize, other than hybrid maize for sowing	75.93 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	54.72 ⁽⁴⁾
10.07 C	Grain sorghum	76.22 ⁽⁴⁾
10.07 D	Canary seed; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	120.44
11.01 B	Rye flour	121.34
11.02 A I a)	Durum wheat groats and meal	194.39
11.02 A I b)	Common wheat groats and meal	129.53

⁽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 2736/78**of 24 November 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
2725/78⁽³⁾;

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 25
November 1978.

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

Done at Brussels, 24 November 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 329, 24. 11. 1978, p. 4.

ANNEX

to the Commission Regulation of 24 November 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 11	1st period 12	2nd period 1	3rd period 2
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
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
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	1.26
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 11	1st period 12	2nd period 1	3rd period 2	4th period 3
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 2737/78**of 24 November 1978****fixing the import levies on live cattle and beef and veal other than frozen meat**

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,

Having regard to the opinion of the Monetary Committee,

Whereas under Article 9 of Regulation (EEC) No 805/68 a levy is applicable to the products specified in Article 1 (1) (a) of that Regulation; whereas Article 12 fixes the amount of the levy applicable by reference to a percentage of the basic levy;

Whereas in respect of bovine animals the basic levy is determined on the basis of the difference between the guide price and the Community free-at-frontier offer price plus the amount of the customs duty; whereas the Community free-at-frontier offer price is determined in the light of the most representative purchasing possibilities, as regards quality and quantity, recorded over a certain period for bovine animals and for the fresh or chilled meat specified in section (a) of the Annex to the said Regulation under subheadings 02.01 A II a) 1 to 3, account being taken in particular of the position with respect to supply and demand, of world market prices for frozen meat of a category which is competitive with fresh or chilled meat and of past experience;

Whereas if it is found that the price of adult bovine animals on representative Community markets is higher than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 75 % where the market price is less than or equal to 102 % of the guide price;
- (b) 50 % where the market price is more than 102 % and less than or equal to 104 % of the guide price;
- (c) 25 % where the market price is more than 104 % and less than or equal to 106 % of the guide price;
- (d) 0 % where the market price is more than 106 % of the guide price;

Whereas if it is found that the price of adult bovine animals on representative Community markets is equal to or less than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 100 % where the market price is more than or equal to 98 % of the guide price;
- (b) 105 % where the market price is less than 98 % and more than or equal to 96 % of the guide price;
- (c) 110 % where the market price is less than 96 % and more than or equal to 90 % of the guide price;
- (d) 114 % where the market price is less than 90 % of the guide price;

Whereas pursuant to Article 10 (4) of Regulation (EEC) No 805/68 the basic levy on the meat specified in sections (a), (c) and (d) of the Annex thereto is equal to the basic levy determined for bovine animals, multiplied by a standard coefficient fixed for each of the products in question; whereas these coefficients are fixed by Regulation (EEC) No 586/77⁽³⁾, as amended by Regulation (EEC) No 2658/78⁽⁴⁾;

Whereas the guide prices for adult bovine animals to be applied from 22 May 1978 were fixed by Council Regulation (EEC) No 995/78 of 12 May 1978⁽⁵⁾;

Whereas Commission Regulation (EEC) No 586/77 of 18 March 1977 laying down the rules for the application of levies on beef and veal and amending Regulation (EEC) No 950/68 on the Common Customs Tariff, stipulates that the basic levy is to be calculated according to the method set out in its Article 3 and on the basis of all the representative free-at-frontier offer prices of the Community determined for the products of each of the categories and cuts specified in Article 2 and established principally by reference to the prices specified in the customs documents accompanying products imported from third countries or from other information concerning export prices obtaining in those third countries;

Whereas, however, offer prices that do not correspond to real purchasing possibilities or that relate to unrepresentative quantities should not be taken into account; whereas offer prices should also be excluded

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 75, 23. 3. 1977, p. 10.

⁽⁴⁾ OJ No L 320, 14. 11. 1978, p. 10.

⁽⁵⁾ OJ No L 130, 18. 5. 1978, p. 1.

when the movement of prices in general or the information available suggests that they are unrepresentative of the true trend of prices in the country of origin ;

Whereas in cases where for one or more categories of bovine animals or cuts of meat a free-at-frontier offer price cannot be established, the most recent available price should be used for the calculation ;

Whereas if the free-at-frontier offer price differs by less than 0.50 unit of account per 100 kilograms of live weight from that previously listed for the calculation of the levy, the latter price should be retained ;

Whereas pursuant to Article 10(3) of Regulation (EEC) No 805/68 a special basic levy is determined for certain third countries on the basis of the difference between the guide price and the average price recorded over a certain period plus the amount of the customs duty ;

Whereas Commission Regulation (EEC) No 611/77 of 18 March 1977⁽¹⁾, as amended by Regulation (EEC) No 925/77⁽²⁾, provides that the special levy on products originating in and coming from Austria, Sweden and Switzerland should be determined on the basis of the weighted average of the prices of adult bovine animals recorded on the representative markets of those third countries ; whereas the weighting coefficients and representative markets are specified in the Annexes to Regulation (EEC) No 611/77 ;

Whereas the average price is not to be used for calculating the special levy unless it is at least one unit of account per 100 kilograms of live weight more than the free-at-frontier offer price determined in accordance with Article 10(2) of Regulation (EEC) No 805/68 ;

Whereas if the average price differs by less than 0.50 unit of account per 100 kilograms of live weight from that previously used to calculate the levy, the latter may be retained ;

Whereas in cases where one or more of the abovementioned third countries adopt, for reasons of health for example, measures affecting the prices recorded on their markets, the Commission may use the latest prices recorded before the entry into force of such measures ;

Whereas pursuant to Article 12(6) of Regulation (EEC) No 805/68 the price of adult bovine animals on representative Community markets is the price established on the basis of prices recorded over a period to be determined on the representative market or

markets of each Member State in respect of the various categories of adult bovine animals or of meat from such animals, after taking into account the size of each of these categories and the relative size of the bovine herd of each Member State ;

Whereas the prices of adult bovine animals recorded on the representative market or markets of each Member State are equal to the average, weighted by the appropriate coefficients, of the prices for the various qualities of adult bovine animals or meat of such animals over a period of seven days in that Member State at a particular wholesale marketing stage ; whereas the representative markets, categories and qualities of products and weighting coefficients are fixed in Annex II to Commission Regulation (EEC) No 610/77 of 18 March 1977 on the determination of prices of adult bovine animals on representative Community markets and the survey of prices of certain other cattle in the Community⁽³⁾, as last amended by Regulation (EEC) No 1029/78⁽⁴⁾ ;

Whereas, for Member States with several representative markets, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each of those markets ; whereas, for representative markets held several times in one period of seven days, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each market day ; whereas in respect of Italy the price of each category and quantity is equal to the average, weighted by the special weighting coefficients fixed in Annex II to Regulation (EEC) No 610/77, of the prices recorded in the surplus and deficit zones ; whereas the price recorded in the surplus zone is equal to the arithmetic mean of the prices recorded on each of the markets within that zone ; whereas in respect of the United Kingdom the weighted average prices of adult bovine animals recorded on the representative markets of Great Britain on the one hand and Northern Ireland on the other are adjusted by the coefficient fixed in the abovementioned Annex II ;

Whereas prices for the different categories and qualities not obtained from prices which are 'live weight excluding tax' are multiplied by the live weight conversion coefficients fixed in Annex II to the said Regulation and, in the case of Italy, are first increased or reduced by the corrective amounts fixed in the said Annex ;

Whereas if one or more Member States, for veterinary or health reasons for example, adopt measures affecting the normal trend of prices recorded on their markets the Commission may disregard the prices

⁽¹⁾ OJ No L 77, 25. 3. 1977, p. 14.

⁽²⁾ OJ No L 109, 30. 4. 1977, p. 1.

⁽³⁾ OJ No L 77, 25. 3. 1977, p. 1.

⁽⁴⁾ OJ No L 132, 20. 5. 1978, p. 63.

recorded on the market or markets in question, or use the latest prices recorded on the market or markets in question before the entry into force of such measures ;

Whereas in the absence of information, prices recorded on representative Community markets are determined mainly by reference to the most recently recorded prices ;

Whereas for such period as the price of adult bovine animals recorded on representative Community markets differs by less than 0.20 unit of account per 100 kilograms of live weight from the price previously used the latter is retained ;

Whereas the levies should be so fixed that the obligations arising from international agreements concluded by the Community continue to be fulfilled ; whereas, moreover, account should be taken of Regulation (EEC) No 2170/73 of 31 July 1973 on the conclusion of the Trade Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia ⁽¹⁾, as amended by Regulation (EEC) No 2862/77 ⁽²⁾ and extended by Regulation (EEC) No 2185/78 ⁽³⁾ ;

Whereas the various cuts of beef and veal are defined in Regulation (EEC) No 586/77 ;

Whereas, pursuant to Article 33 (2) of Regulation (EEC) No 805/68, the nomenclature used in this Regulation is incorporated in the Common Customs Tariff ;

Whereas the levies and special levies are fixed before the 27th day of each month and are applicable from the first Monday of the following month ; whereas these levies may be altered in the period between two

fixings where the basic levy or special basic levy is altered, or in the case of changes in the prices recorded on Community representative markets ;

Whereas, to enable the levy system to function normally, the following should be used to calculate the levies ;

- for currencies whose spot rates are maintained at any given moment within a spread of 2.25 %, a conversion rate based on their actual par values ;
- for other currencies, a conversion rate based on the arithmetic mean of the spot exchange rates of each of these currencies, recorded over a given period, in relation to the Community currencies referred to in the previous indent ;

Whereas, having regard to the provisions of the aforementioned Regulations, and in particular to the data and quotations available to the Commission, the levies on adult bovine animals and beef and veal other than frozen meat should be as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies on live cattle and beef and veal other than frozen meat shall be as specified in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 4 December 1978.

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

Done at Brussels, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 224, 13. 8. 1973, p. 1.

⁽²⁾ OJ No L 330, 23. 12. 1977, p. 9.

⁽³⁾ OJ No L 258, 21. 9. 1978, p. 9.

ANNEX

to the Commission Regulation of 24 November 1978 fixing the import levies on live cattle and on beef and veal other than frozen ⁽¹⁾ for the period beginning 4 December 1978

(u.a./100 kg)

CCT heading No	Austria/Sweden/Switzerland	Other third countries
	— Live weight —	
01.02 A II a) (a)	—	55.723
01.02 A II b) (b)	30.952	62.278
	— Net weight —	
02.01 A II a) 1 aa) (a)	—	105.873
02.01 A II a) 1 bb)	58.809	118.329
02.01 A II a) 2 aa) (a)	—	84.699
02.01 A II a) 2 bb)	47.048	94.663
02.01 A II a) 3 aa) (a)	—	127.047
02.01 A II a) 3 bb)	70.571	141.994
02.01 A II a) 4 aa)	88.213	177.493
02.01 A II a) 4 bb)	100.904	203.027
02.06 C I a) 1	88.213	177.493
02.06 C I a) 2	100.904	203.027
16.02 B III b) 1 aa)	100.904	203.027

⁽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 2738/78

of 24 November 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,

Having regard to the opinion of the Monetary Committee,

Whereas under Article 9 of Regulation (EEC) No 805/68 a levy is applicable to the products specified in Article 1 (1) (a) of that Regulation whereas Article 12 fixes the amount of the levy applicable by reference to a percentage of the basic levy;

Whereas, in respect of the types of frozen meat listed in section (b) of the Annex to the said Regulation under subheading 02.01 A II b) 1, the basic levy is determined by reference to the difference between:

- the guide price multiplied by a coefficient representing the ratio existing in the Community between the price of fresh meat of a category competitive with the frozen meat in question, presented in the same form, and the average price of adult bovine animals, and
- the Community free-at-frontier offer price for frozen meat, plus the amount of the customs duty and a standard amount representing the specific costs of the import operations;

Whereas, by Commission Regulation (EEC) No 586/77 of 18 March 1977 laying down rules for the application of the levies on beef and veal and amending Regulation (EEC) No 950/68 on the Common Customs Tariff⁽³⁾, as amended by Regulation (EEC) No 2658/78⁽⁴⁾, the abovementioned coefficient, calculated in accordance with the rules laid down in Article 11 (2) (a) of Regulation (EEC) No 805/68, has been fixed at 1.69 units of account and the standard amount referred to in Article 11 (2) (b) of the said Regulation has been fixed at 5.5 units of account;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 75, 23. 3. 1977, p. 10.

⁽⁴⁾ OJ No L 320, 14. 11. 1978, p. 10.

Whereas, if it is found that the price of adult bovine animals on representative Community markets is higher than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 75 % where the market price is less than or equal to 102 % of the guide price;
- (b) 50 % where the market price is more than 102 % and less than or equal to 104 % of the guide price;
- (c) 25 % where the market price is more than 104 % and less than 106 % of the guide price;
- (d) 0 % where the market price is more than 106 % of the guide price;

Whereas, if it is found that the price of adult bovine animals on representative Community markets is equal to or less than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 100 % where the market price is more than or equal to 98 % of the guide price;
- (b) 105 % where the market price is less than 98 % and more than or equal to 96 % of the guide price;
- (c) 110 % where the market price is less than 96 % and more than or equal to 90 % of the guide price;
- (d) 114 % where the market price is less than 90 % of the guide price;

Whereas the guide prices for adult bovine animals to be applied from 22 May 1978 have been fixed by Council Regulation (EEC) No 995/78 of 12 May 1978⁽⁵⁾;

Whereas the Community free-at-frontier offer price for frozen meat is determined by reference to the world market price based on the most representative purchasing possibilities, as regards quality and quantity, recorded over a certain period preceding the fixing of the basic levy, taking into account in particular:

⁽⁵⁾ OJ No L 130, 18. 5. 1978, p. 1.

- foreseeable developments on the market in frozen meat,
- the most representative prices on third country markets for fresh and chilled meat of a category which is competitive with frozen meat,
- past experience ;

Whereas the basic levy on the types of frozen meat listed in section (b) of the Annex to Regulation (EEC) No 805/68 under subheadings 02.01 A II b) 2 to 4 is equal to the basic levy fixed for the product falling within subheading 02.01 A II b) 1, multiplied by a standard coefficient fixed for each of the products in question ; whereas these coefficients were fixed in Annex II to Regulation (EEC) No 586/77 ;

Whereas, for the purpose of fixing the free-at-frontier offer prices, offer prices that do not correspond to real purchasing possibilities or that relate to unrepresentative quantities may not be taken into account ; whereas offer prices are also excluded when the movement of prices in general or the information available gives reason to believe that they are unrepresentative of the true trend of prices in the country of origin ;

Whereas, where the free-at-frontier offer price for frozen meat differs by less than one unit of account per 100 kilograms from that previously used for the calculation of the levy, the latter price is retained ;

Whereas pursuant to Article 12 (6) of Regulation (EEC) No 805/68 the price of adult bovine animals on representative Community markets is the price established on the basis of prices recorded over a period to be determined on the representative market or markets of each Member State for the various categories of adult bovine animals or of meat from such animals, taking into account the size of each of these categories and the relative size of the bovine herd of each Member State ;

Whereas the prices of adult bovine animals recorded on the representative market or markets of each Member State are equal to the average, weighted by the relevant coefficients, of the prices for the various qualities of adult bovine animals or meat of such animals over a period of seven days in that Member State at a particular wholesale marketing stage ; whereas the representative markets, categories and qualities of products and weighting coefficients are fixed in Annex II to Commission Regulation (EEC) No 610/77 of 18 March 1977 on the determination of prices of adult bovine animals on representative Community markets and the survey of prices of

certain other cattle in the Community⁽¹⁾, as last amended by Regulation (EEC) No 1029/78⁽²⁾ ;

Whereas, for Member States with several representative markets, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each of those markets ; for representative markets held several times in one period of seven days, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each market day ; whereas in respect of Italy the price of each category and quality is equal to the average, weighted by the special weighting coefficients fixed in Annex II to Regulation (EEC) No 610/77, of the prices recorded in the surplus and deficit zones ; whereas the price recorded in the surplus zone is equal to the arithmetic mean of the prices recorded on each of the markets within that zone ; whereas in respect of the United Kingdom the weighted average prices of adult bovine animals recorded on the representative markets of Great Britain on the one hand and Northern Ireland on the other are adjusted by the coefficient fixed in the abovementioned Annex II ;

Whereas prices for the different categories and qualities not obtained from prices which are 'live weight excluding tax', are multiplied by the live weight conversion coefficients fixed in Annex II to the said Regulation and, in the case of Italy, are first increased or reduced by the corrective amounts fixed in the said Annex ;

Whereas if one or more Member States, for veterinary or health reasons for example, adopt measures affecting the normal trend of prices recorded on their markets, the Commission may disregard the prices recorded on the market or markets in question, or use the latest prices recorded on the market or markets in question before the entry into force of such measures ;

Whereas in the absence of information, prices recorded on representative Community markets are determined mainly by reference to the most recently recorded prices ;

Whereas, for such period as the price of adult bovine animals recorded on representative Community markets differs by less than 0.20 unit of account per 100 kilograms of live weight from the price previously used, the latter is retained ;

Whereas the levies must be so fixed that obligations arising from international agreements concluded by the Community continue to be fulfilled.

⁽¹⁾ OJ No L 77, 25. 3. 1977, p. 1.

⁽²⁾ OJ No L 132, 20. 5. 1978, p. 63.

Whereas the various cuts of frozen meat are defined in Regulation (EEC) No 586/77;

Whereas, pursuant to Article 33 (2) of Regulation (EEC) No 805/68, the nomenclature used in this Regulation is incorporated in the Common Customs Tariff;

Whereas the levies are fixed before the 27th day of each month and are applicable from the first Monday of the following month; whereas these levies may be altered in the period between two fixings where the basic levy is altered, or in the case of changes in the prices recorded on Community representative markets;

Whereas, to enable the levy system to function normally, the following should be used to calculate the levies:

- for currencies whose spot rates are maintained at any given moment within a spread of 2.25 %, a conversion rate based on their actual par values;
- for other currencies, a conversion rate based on the arithmetic mean of the spot exchange rates of

each of these currencies, recorded over a given period, against the Community currencies referred to in the previous indent;

Whereas, having regard to the provisions of the aforementioned Regulations, and in particular to the data and quotations available to the Commission, the levies on frozen beef and veal should be as set out 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 4 December 1978.

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

Done at Brussels, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 24 November 1978 fixing the import levies on frozen beef and veal ⁽¹⁾ for the period beginning 4 December 1978

(u.a./100 kg)

CCT heading No	Levy
	— Net weight —
02.01 A II b) 1	109.199
02.01 A II b) 2	87.359 (a)
02.01 A II b) 3	136.499
02.01 A II b) 4 aa)	163.800
02.01 A II b) 4 bb) 11	136.499 (a)
02.01 A II b) 4 bb) 22 (b)	136.499 (a)
02.01 A II b) 4 bb) 33	187.823 (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 RECOMMENDATION No 2739/78/ECSC

of 23 November 1978

providing for the suspension of the definitive anti-dumping duty established in relation to iron or steel coils for re-rolling originating in South Korea

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

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

Having heard the opinions expressed within the advisory committee provided for by recommendation 77/329/ECSC,

Whereas the Commission has established, by recommendation No 790/78/ECSC ⁽³⁾, a definitive anti-dumping duty in relation to imports of iron or steel coils for re-rolling originating in South Korea;

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

Whereas these arrangements, which the Commission deems reasonable, allow the further application of definitive anti-dumping duties to be suspended,

HAS ADOPTED THIS RECOMMENDATION:

Article 1

The application of the definitive anti-dumping duty established by Commission recommendation No 790/78/ECSC, in relation to imports of iron or steel coils for re-rolling originating in South Korea, is suspended for imports made after 18 September 1978.

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

Article 2

In derogation from Article 2 of recommendation No 790/78/ECSC, the amounts secured by way of provisional duty shall not be definitively collected but shall be refunded upon request of the importer concerned, as regards:

- (a) deliveries made under contracts concluded before 20 December 1977, which contain no price revision clause permitting an adaptation of the contract prices to the basic prices applied in the Community;
- (b) deliveries made under the contracts referred to under (a) above and destined for shipbuilding yards within the Community.

Article 3

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

Done at Brussels, 23 November 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 114, 5. 5. 1977, p. 6.

⁽²⁾ OJ No L 352, 31. 12. 1977, p. 13.

⁽³⁾ OJ No L 106, 20. 4. 1978, p. 21.

COMMISSION REGULATION (EEC) No 2740/78**of 24 November 1978****opening an invitation to tender for the mobilization of common wheat flour as food aid for the United Nations Relief and Works Agency for Palestine Refugees (UNRWA)**

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⁾,

Having regard to Council Regulation (EEC) No 2750/75 of 29 October 1975 laying down the conditions for the mobilization of cereals as food aid⁽³⁾, and in particular Article 6 thereof,

Whereas on 30 January 1978 the Council of the European Communities declared that it proposed, by way of Community action, to grant the equivalent of 3 259 tonnes of common wheat (in other words 2 450 tonnes of common wheat flour) to UNRWA under its 1977/78 food-aid programme;

Whereas pursuant to Article 3 (3) of Council Regulation (EEC) No 2750/75 the goods may be purchased anywhere on the Community market;

Whereas the proposed invitation to tender should be for supply of the products to the dock or in the lighter where applicable at the port of unloading;

Whereas tenders may be submitted by tenderers established in any Member State of the Community and may relate to products mobilized anywhere within those Member States; whereas, in view of the currency situation in the Member States and in order to ensure that the tenders are as comparable as possible, account should be taken of the effect on each tender of the currency situation in the Member State in which the customs export formalities will be completed;

Whereas the award under the invitation to tender must be made to the tenderer offering the best terms;

⁽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. 89.

Whereas provision should be made for security to be given to guarantee fulfilment of the obligations arising by virtue of participation in the invitation to tender;

Whereas the Dutch intervention agency should be made responsible for organizing the invitation to tender;

Whereas the Commission must be informed quickly of the tenders submitted in response to the invitation and of those accepted by the intervention agency;

Whereas the Monetary Committee will be consulted; whereas, in view of the urgency, the measures envisaged should be adopted in accordance with the conditions laid down in Article 3 (2) of 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⁽⁴⁾, as last amended by Regulation (EEC) No 2543/73⁽⁵⁾, and in particular Article 3 thereof;

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

1. Tenders are hereby invited for the supply to UNRWA, by way of Community food-aid action, of 2 450 tonnes of common wheat flour.

2. The tendering procedure shall take place in the Netherlands in one lot. The product shall be mobilized on the Community market. The product shall be loaded for departure from a Community port.

3. The invitation to tender provided for in paragraph 1 is for supply of products to the dock, or in the lighter where applicable, in the port of Ashdod.

⁽⁴⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁵⁾ OJ No L 263, 19. 9. 1973, p. 1.

4. The successful tenderer shall deliver the product specified in paragraph 1 in new jute sacks of a net capacity of 50 kilograms (pre-slung).

Minimum weight of the sacks shall be 600 grams. The following shall be printed on the sacks :

'Wheat flour / Gift of the European Economic Community to UNRWA / For free distribution to Palestine refugees'.

To allow for the possibility of re-bagging, the successful tenderer shall apply 2 % of new empty sacks, of the same quality as those containing the goods but with the printing followed by a capital letter 'R'.

Article 2

1. The decision on tenders received in response to the invitation provided for in Article 1 shall be taken on 8 December 1978.

2. The closing date for the submission of tenders shall be 8 December 1978 at 12 noon.

3. The notice of invitation to tender shall be published in the *Official Journal of the European Communities* not less than nine days before the closing date for the submission of tenders.

Article 3

1. The prices offered must be expressed in the currency of the Member State in which the invitation to tender was issued.

2. Tenders must in particular mention the Member State in which the tenderer, in the event of his being declared successful, expects to complete the customs export formalities for the products concerned.

3. For the purpose of rendering the tenders comparable, the prices shall, where appropriate, be corrected by the monetary compensatory amount applicable on the closing date for submission of tenders to exports from the Member State mentioned in the tender pursuant to paragraph 2.

Such correction shall be made by :

- increasing prices which mention a Member State whose currency has depreciated or a new Member State,
- reducing prices which mention a Member State whose currency has been revalued.

The monetary compensatory amount shall, where appropriate, be converted into the currency of the Member State in which the invitation to tender is issued using :

- in the case when the currencies concerned are kept at any given moment within a band of 2.25 %, a conversion rate resulting from their central rate,
- in other cases, the average of the spot rates of the currencies concerned recorded in the Member State in which the invitation to tender is issued during a period from the Wednesday of one week to the Tuesday of the following week being the period immediately preceding the closing date for submission of tenders.

Article 4

The contract shall be awarded to the tenderer offering the best terms, taking into consideration the adjustment referred to in Article 3 (3).

However, if the tenders submitted do not appear to reflect normal market prices and costs, the intervention agency may cancel the invitation to tender.

Article 5

1. The tenderer shall give security in an amount of 10 units of account per tonne of goods.

It shall be released :

- in the case of all tenderers whose tenders are unsuccessful or are not accepted,
- in the case of the successful tenderer, when the operations concerned have been carried out within the prescribed time limit and on submission of the original export licence, duly granted and endorsed by the competent authorities of the Member State mentioned in the tender pursuant to Article 3 (2),
- in the case of the successful tenderer, for quantities not supplied by reason of *force majeure*.

2. The security required under paragraph 1 may be provided in the form of a cash deposit or of a guarantee issued by a credit institution conforming to criteria laid down by each Member State.

Article 6

1. The common wheat flour referred to in Article 1 to be supplied to UNRWA must meet the following requirements :

- moisture : 14 % maximum,
- protein content : 10.5 % minimum ($N \times 6.25$ on dry matter),
- ash content : 0.62 % maximum referred to dry matter.

Flour not meeting these requirements shall be refused.

2. Tenders for supply to UNRWA of the common wheat flour referred to in Article 1 must relate to a product with the following characteristics:

- moisture: 14 % maximum,
- protein content: 10.5 % minimum ($N \times 6.25$ on dry matter),
- ash content: 0.62 % maximum referred to dry matter.

Article 7

1. The Dutch intervention agency shall be responsible for operations relating to the invitation to tender provided for by this Regulation.

2. It shall forthwith communicate to the Commission the list of firms which have responded to the invitation to tender, specifying the terms of each tender, together with the name and business name of the successful tenderer.

3. Where the customs export formalities for the mobilized product are completed in a Member State other than that in which the invitation to tender is issued, the intervention agency of the latter Member State shall be responsible for the operations following tendering, including payment to the successful tenderer.

In such case, the intervention agency choosing the successful tenderer shall immediately inform the intervention agency of the Member State concerned and shall supply it with all the information which it may require.

Furthermore, the amount of the successful tender shall be paid after it has been converted using the average of the spot rates referred to in the second subparagraph of Article 3 (3) to the tenderer in the

currency of the Member State in which the operations relating to the tendering are completed.

4. The intervention agency shall request the successful tenderer to supply the following information:

- (a) after each shipment, a statement giving details of the quantities loaded, the quality of the products and the type of packing;
- (b) the date of the departure of the ships; the estimated date of arrival of the products at their destination;
- (c) all possible contingencies which might occur during transportation of the products.

The information indicated above shall be forwarded by the intervention agency to the Commission immediately upon receipt.

5. When the intervention agency responsible for the operations relating to tendering is not the intervention agency which appoints the successful tenderer, it shall send as soon as possible to the latter the information necessary for releasing the security.

Article 8

As regards this tender, the intervention agency is authorized to make an initial payment of 80 % of the value of the quantity given in the bill of lading, on presentation of that document and subject to the taking of a security for an amount equal to the initial payment.

Article 9

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, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2741/78
of 24 November 1978

**on postal charges to be taken into consideration when determining the value for
customs purposes of goods sent by post**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
803/68 of 27 June 1968 on the valuation of goods for
customs purposes⁽¹⁾, as last amended by Regulation
(EEC) No 1735/75⁽²⁾, and in particular Article 8 (1)
thereof,

Whereas the first subparagraph of Article 8 (1) of
Regulation (EEC) No 803/68 stipulates that, where
goods are carried by the same means of transport to a
point beyond the place of introduction into the
customs territory of the Community, transport costs
shall be assessed in proportion to the distance covered
outside and inside the customs territory of the
Community; whereas, however, the second subpara-
graph of that Article states that the above provisions
shall not apply to goods sent by post, and that in view
of the special nature of the charges for international
postal services, special provisions may be adopted for
such goods in accordance with the procedure laid
down in Article 17;

Whereas uniform provisions should be fixed for such
goods throughout the customs territory of the Commu-
nity;

Whereas the sending of goods by post includes letter
post and parcel post;

Whereas in most cases the postal charges for goods
sent to the place of destination inside the customs
territory of the Community differ scarcely or not at all
from those for delivery of the goods to the place of
introduction into the customs territory of the Commu-
nity; whereas postal charges are usually prepaid by
the supplier of the goods and hence included in his
price;

Whereas postal charges relating to that part of a
distance covered which is within the customs territory
of the Community can, in any case, seldom be calcu-

lated and have only a minimal incidence on the total
amount of customs duties chargeable; whereas, more-
over, the controls that would have to be carried out if
the said postal charges were to be deducted would be
such as to jeopardize the simplicity and speed of
present customs clearance procedures;

Whereas, in view of these needs, the principle should
be adopted that all postal charges levied up to the
place of destination in respect of goods sent by post
are to be included in the value for customs purposes
of such goods, with the exception of any supplemen-
tary postal charge levied in the country of importa-
tion; whereas any adjustment associated with these
charges to the value declared for the purpose of deter-
mining the value of consignments of a non-commer-
cial nature should, however, be avoided, irrespective of
the maximum value fixed in Part I, 'Preliminary provi-
sions', Section II (B) (2), of the Common Customs
Tariff;

Whereas the measures provided for in this Regulation
are in accordance with the opinion of the Customs
Valuation Committee,

HAS ADOPTED THIS REGULATION:

Article 1

1. All postal charges levied up to the place of desti-
nation in respect of goods sent by post shall be
included in the value for customs purposes of these
goods, with the exception of any supplementary postal
charge levied in the country of importation.
2. No adjustment to the declared value shall,
however, be made in respect of such charges in deter-
mining the value of consignments of a non-commer-
cial nature.

Article 2

This Regulation shall enter into force on 1 January
1979.

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

Done at Brussels, 24 November 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 6.

⁽²⁾ OJ No L 183, 14. 7. 1975, p. 1.

COMMISSION REGULATION (EEC) No 2742/78

of 24 November 1978

amending for the second time Regulation (EEC) No 1799/76 in respect of the closing date for the submission of crop declarations for seed flax

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 569/76 of 15 March 1976 laying down special measures for linseed ⁽¹⁾, and in particular Article 2 (4) thereof,

Whereas Article 9 (1) of Commission Regulation (EEC) No 1799/76 of 22 July 1976 laying down detailed rules for the application of special measures in respect of linseed ⁽²⁾, as amended by Regulation (EEC) No 1632/77 ⁽³⁾, provides that every producer of seed flax shall by 31 October of each year submit a crop declaration; whereas, in view of harvest dates in certain Member States, it has been extremely difficult to comply with this time limit;

Whereas the date in question should therefore be deferred until 15 December;

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

In Article 9 (1) of Regulation (EEC) No 1799/76, the date '31 October' shall be replaced by '15 December'.

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, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 67, 15. 3. 1976, p. 29.

⁽²⁾ OJ No L 201, 27. 7. 1976, p. 14.

⁽³⁾ OJ No L 181, 21. 7. 1977, p. 31.

COMMISSION REGULATION (EEC) No 2743/78

of 24 November 1978

on the exchange of information between Member States and the Commission
concerning dried fodder

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1117/78 of 22 May 1978 on the common organization
of the market in dried fodder⁽¹⁾, and in particular
Article 10 thereof,

Whereas, in order to ensure the sound management of
the market in dried fodder, Member States must keep
the Commission informed as to the operation of the
aid arrangements provided for in the legislation
governing that sector;

Whereas, to that end, certain information on the aid
arrangements and on the situation with regard to
production and markets in dried fodder must be
communicated by the Member States to the Commis-
sion at regular intervals;

Whereas, however, such communications should be
kept to a bare minimum and should take account of
the administrative facilities at present available in the
Member States;

Whereas this Regulation is intended to replace
Commission Regulation (EEC) No 831/75⁽²⁾, as
amended by Regulation (EEC) No 2558/75⁽³⁾;
whereas Regulation (EEC) No 831/75 should therefore
be repealed;

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

HAS ADOPTED THIS REGULATION:

Article 1

Member States shall inform the Commission:

- (a) before the 15th of each month, of the quantities of
fodder in respect of which applications for the aids
referred to in Article 12 of Regulation (EEC) No
1528/78 have been lodged during the previous
month, such particulars to be broken down by the
months in which the quantities concerned left the
drying plant;

However, on the first occasion on which they
provide such information, the Member States shall

give particulars of the quantities for which aid
applications have been lodged since the beginning
of the 1978/79 marketing year;

- (b) — not later than 31 January each year for the
products referred to in Article 1 (a) of Regula-
tion (EEC) No 1117/78,

and

- not later than 31 October each year for the
products referred to in Article 1 (b) and (c) of
that Regulation,

of the quantities of the products in question
having left drying plants during the previous
marketing year in respect of which aid has been
paid.

The particulars provided shall distinguish between the
products referred to respectively in Article 1 (a), (b),
first and second indents, and (c) of Regulation (EEC)
No 1117/78.

Article 2

1. Member States shall inform the Commission,
before the 15th of each month, of the quantities in
respect of which the supplementary aid referred to in
Article 5 of Regulation (EEC) No 1117/78 has been
fixed in advance during the previous month.

However, on the first occasion on which they provide
such information, the Member States shall give particu-
lars of the quantities for which the supplementary aid
has been fixed in advance since the beginning of the
1978/79 marketing year.

The particulars provided shall distinguish between the
products referred to respectively in Article 1 (b), first
and second indents, and (c) of Regulation (EEC) No
1117/78.

2. However, if a Member State considers that the
quantities for which applications for the advance
fixing of the supplementary aid are lodged in accor-
dance with the procedure in force bear no relation to
the normal disposal of fodder harvested within the
Community, that Member State shall immediately
inform the Commission, indicating the quantities for
which applications for the advance fixing of the
supplementary aid have been lodged but for which
the certificates have not yet been issued and the quan-
tities for which advance fixing certificates have been
issued since the last such notification.

⁽¹⁾ OJ No L 142, 30. 5. 1978, p. 1.

⁽²⁾ OJ No L 79, 28. 3. 1975, p. 40.

⁽³⁾ OJ No L 261, 9. 10. 1975, p. 16.

Article 3

1. The Member States shall inform the Commission :

- (a) not later than 31 December of each year, of the areas in respect of which the declaration referred to in Article 8 of Regulation (EEC) No 1417/78 was lodged on or before 31 October of the year in question ;
- (b) not later than the end of April, July, October and January of each year of the quantities of potatoes in respect of which notification has been given in accordance with the second paragraph of Article 8 of Regulation (EEC) No 1417/78 during the previous quarter.

2. For the purposes of paragraph 1, separate figures, broken down by crop, shall be given in respect of :

- (a) areas or quantities declared by plants processing their own fodder,
- (b) areas or quantities declared by plants processing fodder produced by their members.

Article 4

1. With regard to the contracts referred to in Article 7 of Regulation (EEC) No 1417/78 which have been concluded in respect of fodder for the manufacture of the products referred to in Article 1 (b) and (c) of Regulation (EEC) No 1117/78, the Member States shall inform the Commission, before 15 April of each year, of the areas or, as appropriate, the quantity of fodder to be dried in respect of which contracts have been lodged during the preceding marketing year, giving a breakdown by crop and stating the term of validity of the contracts concerned.

2. With regard to the contracts referred to in Article 7 of Regulation (EEC) No 1417/78 which have been concluded in respect of potatoes, the Member States shall inform the Commission, before 15 July of each year, of the areas or, as appropriate, the quantities of potatoes for dehydration in respect of which contracts have been lodged during the previous marketing year.

Article 5

The Member States shall, not later than 30 April of each year, inform the Commission of the estimated quantities of stocks of the products referred to in Article 1 (b) and (c) of Regulation (EEC) No 1117/78 held in the processing plants at 31 March of that year.

Article 6

The Member States shall furnish the Commission with all necessary information for determining the world market price referred to in Article 5 of Regulation (EEC) No 1117/78 as soon as such information is available.

Article 7

Each Member State shall inform the Commission of the names and addresses of :

- (a) the body responsible for verification of the entitlement to aid ;
- (b) the body responsible for payment of the aid ;
- (c) the authority referred to in Article 8 of Regulation (EEC) No 1417/78.

Each Member State shall inform the Commission, not later than one month after the event, of any changes in the abovementioned names and addresses.

Article 8

The Commission shall communicate regularly to the Member States a summary of the data provided for in accordance with Articles 1 to 5.

Article 9

Regulation (EEC) No 831/75 is hereby repealed.

Article 10

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, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 2744/78

of 24 November 1978

amending for the second time Regulation (EEC) No 1528/78 laying down
detailed rules for the application of the system of aid for dried fodder

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1117/78 of 22 May 1978 on the common organization
of the market in dried fodder⁽¹⁾, and in particular
Article 6 (3) thereof,

Whereas, to ensure the uniform application of the
system of supplementary aid certificates referred to in
Article 8 of Commission Regulation (EEC) No
1528/78⁽²⁾, as amended by Regulation (EEC) No
2525/78⁽³⁾, the moment when the supplementary aid
certificate is considered to have been issued should be
defined;

Whereas, as a result of the transition from the old to
the new system in this sector, difficulties have arisen
as regards compliance with the time limit referred to
in the first paragraph of Article 12 of Regulation
(EEC) No 1528/78; whereas this time limit should
therefore be extended for the minimum period neces-
sary;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1528/78 is hereby amended as
follows:

1. Article 9 shall read as follows:

'Article 9

The certificate shall be considered to have been
issued, subject to Article 12 of Regulation (EEC)

No 1417/78, on the afternoon of the third working
day following the day on which the application is
lodged.'

2. Article 12 shall read as follows:

'Article 12

1. The supplementary aid, and the flat-rate aid
referred to in Article 3 of Regulation (EEC) No
1117/78 shall be granted to the processing under-
takings in respect of dried fodder leaving the under-
taking during any one month, providing that such
undertaking lodges its application not later than 60
days following the month in question.

However, in the case of products as referred to in
the first indent of Article 1 (b) of that Regulation
which left the undertaking in the months of April
to August 1978, the application for aid shall be
lodged not later than 30 November 1978.

2. Every application for the flat-rate aid referred
to in Article 3 of Regulation (EEC) No 1117/78
and for the supplementary aid shall contain at least
the following:

- the name, forename, address and signature of
the applicant,
- particulars of the quantity in respect of which
application for each aid is made,
- the month during which each quantity left the
undertaking.'

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, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 142, 30. 5. 1978, p. 1.

⁽²⁾ OJ No L 179, 1. 7. 1978, p. 10.

⁽³⁾ OJ No L 301, 28. 10. 1978, p. 40.

**COMMISSION REGULATION (EEC) No 2745/78
of 24 November 1978**

**amending Annex I to Regulation (EEC) No 1036/78 with regard to the monetary
compensatory amounts applicable on skimmed-milk powder for use in feeding
animals in countries outside 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
974/71 of 12 May 1971 on certain measures of
conjunctural policy to be taken in agriculture
following the temporary widening of the margins of
fluctuation for the currencies of certain Member
States⁽¹⁾, as last amended by Regulation (EEC) No
557/76⁽²⁾, and in particular Article 6 thereof,

Whereas the monetary compensatory amounts
provided for by Regulation (EEC) No 974/71 were
fixed by Commission Regulation (EEC) No 1036/78
of 19 May 1978⁽³⁾, as last amended by Regulation
(EEC) No 2629/78⁽⁴⁾,

Whereas under Article 14a (2) of Regulation (EEC) No
2054/76, the coefficients applied to the monetary
compensatory amounts are to be adapted in accor-
dance with the changes in the price of skimmed-milk
powder specified in Article 3 (1); whereas the latter
Article provides for a price change with effect from 11
November 1978; whereas the provisions of Parts 1
and 5 of Annex I to Commission Regulation (EEC)
No 1036/78 should be amended accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EEC) No 1036/78 is hereby
amended as follows:

(a) The first subparagraph of Note (1) to Part 5 shall
read:

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

Done at Brussels, 24 November 1978.

'For skimmed-milk powder sold pursuant to Regu-
lation (EEC) No 2054/76 (OJ No L 228, 20. 8.
1976) the amount indicated shall be multiplied by
the coefficient 0.93. However, the previous coeffi-
cient of 0.92 shall continue to apply for skimmed-
milk powder of which delivery was taken pursuant
to Regulation (EEC) No 2054/76 before 11
November 1978.'

(b) Part (a) of Note (4) to Part 1 and the third subpara-
graph of Note (7) to Part 5 shall read:

'In trade with non-member countries, the coeffi-
cient of 1.81 shall be applied to the supplemen-
tary amounts indicated above. The coefficient
shall, however, be 1.68 in the case of products
containing skimmed-milk powder sold pursuant to
Regulation (EEC) No 2054/76 (OJ No L 228, 20.
8. 1976). The previous coefficient of 1.66 shall
nevertheless continue to apply for skimmed-milk
powder of which delivery was taken pursuant to
Regulation (EEC) No 2054/76 before 11
November 1978.'

(c) the fourth subparagraph of Note (7) to Part 5 shall
read:

'For skimmed-milk powder denatured as specified
in Annex III to Regulation (EEC) No 2054/76 and
being exported to Spain, the supplementary
amounts indicated above for milk products with a
content by weight in powdered or granulated milk
(excluding whey) in the finished product of 80 %
or more shall be multiplied by the coefficient
1.94. The previous coefficient of 1.92 shall
nevertheless continue to apply for skimmed-milk
powder of which delivery was taken pursuant to
Regulation (EEC) No 2054/76 before 11
November 1978.'

Article 2

This Regulation shall enter into force on 27
November 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 319, 13. 11. 1978, p. 1.

COMMISSION REGULATION (EEC) No 2746/78**of 24 November 1978****amending Regulation (EEC) No 79/75 on the sale by periodic tendering procedure of boned beef held by the intervention agencies**

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 7 (3) thereof,

Whereas Article 2 (2) of Commission Regulation (EEC) No 79/75 of 14 January 1975 on the sale by periodic tendering procedure of boned beef held by the intervention agencies⁽³⁾, as last amended by Regulation (EEC) No 2166/78⁽⁴⁾, provides that the time limit for the submission of tenders shall expire on the first Monday of each month; whereas the situation as regards public holidays at the beginning of each year makes it necessary to defer the closing date for the January tender to the second Monday thereof;

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

HAS ADOPTED THIS REGULATION:

Article 1

The second subparagraph of Article 2 (2) of Regulation (EEC) No 79/75 is hereby amended to read as follows:

'The time limit for the submission of tenders shall be the first Monday of each month at 12 noon, with the exception of the month of January when it shall be the second Monday at 12 noon.'

Article 2

This Regulation shall enter into force on 18 December 1978.

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

Done at Brussels, 24 November 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 10, 15. 1. 1975, p. 9.

⁽⁴⁾ OJ No L 254, 16. 9. 1978, p. 12.

COMMISSION REGULATION (EEC) No 2747/78
of 24 November 1978

amending Regulations (EEC) No 2226/78 and (EEC) No 1045/78 as regards the products which may be bought into intervention in the Federal Republic of Germany, and their coefficients in the beef and veal sector

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 6 (5) (c) thereof,

Whereas the buying-in prices for intervention on the market in beef applicable from 22 May 1978 were fixed by Commission Regulation (EEC) No 1045/78 of 19 May 1978 ⁽³⁾, as amended by Regulation (EEC) No 1921/78 ⁽⁴⁾;

Whereas the coefficients laid down in Article 6 (1) of Regulation (EEC) No 805/68 were established by Commission Regulation (EEC) No 2226/78 ⁽⁵⁾;

Whereas Article 1 of Council Regulation (EEC) No 1302/73 ⁽⁶⁾, as last amended by Council Regulation (EEC) No 427/77 ⁽⁷⁾, provides that the qualities and cuts of products to be bought in by intervention agencies shall be determined taking into account, on the one hand, the need to give effective support to the market and to maintain the balance between the

market concerned and that in competing animal products, and on the other hand, the financial burden on the Community; whereas the application of these criteria in the present market situation in beef indicates that 'Ochsen A' should be excluded from the list of products which may be bought into intervention in the Federal Republic of Germany;

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

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EEC) No 2226/78 is hereby replaced by Annex I hereto.

Article 2

The Annex to Regulation (EEC) No 1045/78 is hereby replaced by Annex II hereto.

Article 3

This Regulation shall enter into force on 1 December 1978.

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

Done at Brussels, 24 November 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 134, 22. 5. 1978, p. 19.

⁽⁴⁾ OJ No L 219, 10. 8. 1978, p. 11.

⁽⁵⁾ OJ No L 261, 26. 9. 1978, p. 5.

⁽⁶⁾ OJ No L 132, 19. 5. 1973, p. 3.

⁽⁷⁾ OJ No L 61, 5. 3. 1977, p. 16.

ANNEXE I — ANHANG I — ALLEGATO I — BIJLAGE I — ANNEX I — BILAG I

DEUTSCHLAND :	Bullen A	1,08
BELGIQUE/BELGIË :	Bœufs 55 % / Ossen 55 %	0,98
	Génisses 55 % / Vaarzen 55 %	0,96
	Taureaux 55 % / Stieren 55 %	0,97
DANMARK :	Kvier 1	0,86
	Stude 1	0,89
	Tyre P	0,94
	Ungtyre 1	0,98
FRANCE :	Bœufs U	1,22
	Bœufs R	1,10
	Bœufs O	0,98
	Jeunes bovins U	1,18
	Jeunes bovins R	1,09
	Jeunes bovins O	0,98
IRELAND :	Steers 1	0,89
	Steers 2	0,87
ITALIA :	Vitelloni 1	1,25
	Vitelloni 2	1,10
LUXEMBOURG :	Bœufs, génisses, taureaux extra	1,04
NEDERLAND :	Vaarzen, 1e kwaliteit	1,02
	Stieren, 1e kwaliteit	1,09
UNITED KINGDOM :		
A. Great Britain	Steers M	0,95
	Steers H	0,94
	Heifers M/H	0,90
B. Northern Ireland	Steers L/M	0,92
	Steers L/H	0,92
	Steers T	0,90
	Heifers T	0,85

ANNEXE II — ANHANG II — ALLEGATO II — BIJLAGE II — ANNEX II — BILAG II

Prix d'achat en unités de compte par 100 kilogrammes de produits
 Ankaufspreis in Rechnungseinheiten je 100 kg des Erzeugnisse
 Prezzi di acquisto in unità di conto per 100 kg di prodotti
 Aankoopprijs in rekeneenheden per 100 kg produkt
 Buying-in price in units of account per 100 kg of product
 Købesum i regningsenheder pr. 100 kg af produkterne

<i>Limite inférieure</i>	<i>Limite supérieure</i>
<i>Untere Grenze</i>	<i>Obere Grenze</i>
<i>Limite inferiore</i>	<i>Limite superiore</i>
<i>Ondergrenzen</i>	<i>Bovengrenzen</i>
<i>Lower limit</i>	<i>Upper limit</i>
<i>Minimum</i>	<i>Maksimum</i>

DEUTSCHLAND

— Ganze oder halbe Tierkörper und „quartiers compensés“, stammend von :

Bullen A	211,323	214,262
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BELGIQUE/BELGIË

— Carcasses, demi-carcasses et quartiers compensés, provenant des :

— Hele dieren, halve dieren en „compensated quarters“ afkomstig van :

Bœufs 55 % / Ossen 55 %	187,442	201,627
Génisses 55 % / Vaarzen 55 %	183,389	197,574
Taureaux 55 % / Stieren 55 %	185,416	199,600

DANMARK

— Hele og halve kroppe samt „quartiers compensés“ af :

Kvier 1	180,352	183,854
Stude 1	183,271	186,773
Tyre P	193,777	197,279
Ungtyre 1	202,532	206,034

FRANCE

— Carcasses, demi-carcasses et quartiers compensés provenant des :

Bœufs U	224,091	238,549
Bœufs R	210,437	222,646
Bœufs O	195,176	209,634
Jeunes bovins U	213,650	222,967
Jeunes bovins R	199,353	213,007
Jeunes bovins O	184,735	198,389

IRELAND

— Carcasses, half-carcasses and compensated quarters, from :

Steers 1	181,075	185,141
Steers 2	175,255	179,321

ITALIA

— Carcasse, mezzene e quarti compensati provenienti dai :

Vitelloni 1	236,568	244,367
Vitelloni 2	222,704	230,503

	<i>Limite inférieure</i> <i>Untere Grenze</i> <i>Limite inferiore</i> <i>Ondergrenzen</i> <i>Lower limit</i> <i>Minimum</i>	<i>Limite supérieure</i> <i>Obere Grenze</i> <i>Limite superiore</i> <i>Boungrenzen</i> <i>Upper limit</i> <i>Maksimum</i>
LUXEMBOURG		
— <i>Carcasses, demi-carcasses et quartiers compensés, provenant des :</i>		
Bœufs, génisses, taureaux extra	204,464	210,543
NEDERLAND		
— <i>Hele dieren, halve dieren en „compensated quarters” afkomstig van :</i>		
Vaarzen, 1e kwaliteit	191,906	199,253
Stieren, 1e kwaliteit	202,192	209,539
UNITED KINGDOM		
A. Great Britain		
— <i>Carcases, half-carcases and compensated quarters, from :</i>		
Steers M	194,527	197,996
Steers H	192,446	195,915
Heifers M/H	184,089	187,558
B. Northern Ireland		
— <i>Carcases, half-carcases and compensated quarters, from :</i>		
Steers L/M	188,268	191,736
Steers L/H	184,799	188,268
Steers T	185,839	189,308
Heifers T	178,712	182,181

COMMISSION REGULATION (EEC) No 2748/78
of 24 November 1978
altering the export refunds 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 1126/78 ⁽²⁾, and in particular the fifth
subparagraph of Article 17 (2) thereof,

Whereas the export refunds on rice and broken rice
were fixed by Regulation (EEC) No 2730/78 ⁽³⁾;

Whereas it follows from applying the rules, criteria
and other provisions contained in Regulation (EEC)
No 2730/78 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 export refunds on the products listed in Article 1
of Regulation (EEC) No 1418/76, with the exception
of those listed in paragraph 1 (c) of that Article,
exported in the natural state and fixed in the Annex
to Regulation (EEC) No 2730/78, are hereby altered as
shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 25
November 1978.

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

Done at Brussels, 24 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 142, 30. 5. 1978, p. 23.

⁽³⁾ OJ No L 329, 24. 11. 1978, p. 13.

ANNEX

to the Commission Regulation of 24 November 1978 altering the export refunds on rice and broken rice

CCT heading No	Description	Amount of refund
10.06	Rice :	
	A. Paddy rice ; husked rice :	
	II. Husked rice :	
	a) Round grain	—
	b) Long grain	
	for export to :	
	— Austria, Liechtenstein, Switzerland and Portugal	80.00
	— Other third countries	—
	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	
	for export to :	
	— Austria, Liechtenstein and Switzerland	100.00
	— Zones I, II, III, V and VI as well as destinations mentioned in Article 3 of Commission Regulation (EEC) No 192/75 (1)	125.00
	— Other third countries	—
	C. Broken rice	—

(¹) OJ No L 25, 17. 1. 1975, p. 1.

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

II

(Acts whose publication is not obligatory)

COMMISSION

TWENTY-FIFTH COMMISSION DIRECTIVE

of 16 November 1978

amending the Annex to Council Directive 70/524/EEC concerning additives in feedingstuffs

(78/974/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs⁽¹⁾, as last amended by Twenty-Fourth Commission Directive 78/743/EEC⁽²⁾, and in particular Article 6 thereof,

Whereas Directive 70/524/EEC provides for the contents of the Annexes to be regularly amended to take account of developments in scientific and technical knowledge ;

Whereas some uses of antibiotics or anti-oxidants already included in Annex II have been widely tested in several Member States ; whereas, therefore, they should be authorized subject to certain conditions at Community level ;

Whereas the use of certain antibiotics, coccidiostats, emulsifiers, stabilizers, trace elements, non-protein nitrogen compounds, growth promoters and binders, included in Annex II, requires further examination ; whereas, therefore, their period of authorization at national level should be extended ;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE :

Article 1

The Annexes to Directive 70/524/EEC are hereby amended as follows :

⁽¹⁾ OJ No L 270, 14. 12. 1970, p. 1.

⁽²⁾ OJ No L 247, 9. 9. 1978, p. 25.

1. In Annex I:

(a) In Part A 'Antibiotics':

(aa) position No E 700 'Bacitracin zinc' is supplemented as follows:

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions
					ppm of complete feedingstuff		
			Laying hens		15	100	

(bb) position No E 712 'Flavophospholipol' is supplemented as follows:

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions
					ppm of complete feedingstuff		
			Laying hens		2	5	

(cc) the following position is added:

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions
					ppm of complete feedingstuff		
E 713	Tylosin	C ₄₅ H ₇₇ O ₁₇ N (macrolide)	Piglets	Four months	5	40	
			Pigs	Over four months to six months	5	20	

(b) in Part B 'Anti-oxidants' the following position is added:

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions
					ppm of complete feedingstuff		
E 310	Propyl gallate		All animal species			100 alone or with the other gallates	All feedingstuffs

2. In Annex II:

(a) In Part A 'Antibiotics':

(aa) in position No 16 'Flavophospholipol', the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '30 June 1979';

(bb) the wording of position No 21 'Virginiamycin' and position No 22 'Avoparcin' shall be replaced by the following:

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorization
					ppm of complete feedingstuff			
21	Virginiamycin	I. C ₂₈ H ₃₅ N ₃ O ₇	Piglets	Four months	5	50		} 31 December 1979
		II. C ₄₃ H ₄₉ N ₇ O ₁₀	Calves	16 weeks	5	50		
22	Avoparcin		Chickens for fattening		5	15		} 31 December 1979
			Piglets	Four months	5	40		
			Pigs	Over four months to six months	5	20		

(b) In Part B 'Coccidiostats and other medicinal substances' :

the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following positions :

No 16 Meticlorpindol/methylbenzoquate,
No 19 3,5-Dinitrosalicylic acid (5-nitrofurfurylidene) hydrazide.

(c) In Part C 'Emulsifiers, stabilizers, thickeners and gelling agents' :

the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following positions :

No 1 Polyethylene glycol esters,
No 4 1,2-Propanediol,
No 5 1,3-Butanediol.

(d) In Part D 'Preservatives' :

(aa) the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following items :

No 1 Fumaric acid,
No 2 Malic acid,
No 3 Hydrochloric acid,
No 4 Sulphuric acid,
No 5 Formaldehyde,
No 6 Ethyl p-hydroxybenzoate (E 214),
No 7 Sodium ethyl p-hydroxybenzoate (E 215),
No 8 Propyl p-hydroxybenzoate (E 216),
No 9 Sodium propyl p-hydroxybenzoate (E 217),
No 10 Methyl p-hydroxybenzoate (E 218),
No 11 Sodium methyl p-hydroxybenzoate (E 219),
No 16 Sodium nitrite (E 250) ;

(bb) the words 'for ensilage only' are entered in the column headed 'Other provisions' opposite the following positions :

No 2 Malic acid,
No 3 Hydrochloric acid,
No 4 Sulphuric acid.

(e) In Part Da 'Trace elements', the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in position No 3 'Copper'.

(f) In Part Db 'Non-protein nitrogen compounds', the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following positions :

No 1 Cyanuric acid,
No 2 Triuret.

- (g) In Part F 'Growth promoters', the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following positions :
- No 2 Carbadox,
 - No 3 Olaquinox.
- (h) In Part G 'Binders, anti-caking agents and coagulants', the date '31 December 1978' in the column headed 'Period of authorization' is replaced by '31 December 1979' in the following positions :
- No 1 Silica,
 - No 2 Silicates, free of asbestos, with the exception of calcium silicates.

Article 2

The Member States shall, not later than 30 June 1979, bring into force the laws, regulations or administrative provisions necessary to comply with Article 1 (1).

They shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 16 November 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 16 November 1978

on the authorization of special Deutsche Bundesbahn tariffs in favour of coal and steel producers in the Saar

(Only the German text is authentic)

(78/975/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Articles 2 to 5 and 70 thereof,

I

Whereas in its Decision 71/293/ECSC of 22 July 1971 ⁽¹⁾, the Commission authorized, in view of the need to restructure and adapt the Saar ECSC industry to the new conditions of competition resulting from the opening of waterways in neighbouring industrial regions, the application by the Deutsche Bundesbahn (DB) of special tariffs Nos 188, 196, 197, 263, 270, 273 and tariff No 9133, in favour of coal and steel producers in the Saar, for a period of nine years from 1 January 1971 on condition that the tariff reductions are gradually scaled down over the last four years;

Whereas the Commission, in its Decision 76/166/ECSC of 18 December 1975 ⁽²⁾, delayed scaling down the tariff reductions for two years, i.e. from 1 January 1976 to 1 January 1978, but did not extend the overall period in which tariff aid is to be granted;

Whereas, by letter dated 21 November 1977 to the Commission from the office of the German Permanent Representative, the Government of the Federal Republic of Germany requested the Commission to amend its Decision of 22 July 1971 on the authorization of special Deutsche Bundesbahn tariffs in favour of coal and steel producers in the Saar in order to allow these tariffs to continue as before until the opening of the canalized section of the Saar, or until 31 December 1985, whichever was the sooner; whereas the Federal Government requested in the second place that, if the Commission were unable to comply with its request, it be granted authorization to continue to apply these support tariffs, in order to offset the difficulties which will be caused by scaling down and abolishing the present tariff reductions,

⁽¹⁾ OJ No L 179, 9. 8. 1971, p. 33.

⁽²⁾ OJ No L 29, 4. 2. 1976, p. 14.

until the end of 1983, which is the date laid down in the Agreement between the Federal Government and the Governments of the Saar and the Rhineland-Palatinate for the opening of the canalized section of the Saar; whereas, in addition to these requests, the Federal Government asked for the one third decrease in these special tariff reductions pursuant to Decision 76/166/ECSC from 1 January 1978 to be cancelled.

II

Whereas in support of its requests the Federal Government gives the following reasons:

- the relatively unfavourable competitive position of the Saar's coal and steel producers is largely attributable to action by the public authorities in the transport field and in particular to the canalization of the Main, Neckar and Moselle, which has improved the supply and selling position of rival undertakings in the Ruhr, Lorraine and Luxembourg; these disadvantages can be overcome only by canalizing the Saar; it would however be pointless to canalize the Saar if the competitiveness of the Saar's ECSC undertakings were in the meantime impaired by the abolition of the support tariffs;
- the general recession in the European coal and steel market since 1975 has been particularly marked in the Saar as a result of the combined effects of the slump in sales and production and the deterioration in its competitive position caused by the improvement in the transport infrastructure of its competitors, which the support tariffs have not been able to offset completely;
- in view of the Saar's economic difficulties, its coal and steel industry and public authorities have invested heavily in the reorganization of the economy and the improvement of its competitiveness; despite these measures, the coal and steel industry has remained the Saar's key industry and the unemployment rate over the last few years has

been much higher than the average for the Federal Republic of Germany; the planned scaling-down of the support tariff reductions would aggravate the economic situation and the current problems on the labour market;

- the present protracted recession of the coal and steel industry could not have been foreseen in 1971, when the periods for the duration of the aid measures and the restructuring process were determined;
- for these reasons, every step has been taken to commence the canalization works; since the construction of this waterway link will put the Saar on the same footing as its competitors, it is essential to maintain State aid during a relatively short transitional period until the opening of the canalized section of the Saar.

III

Whereas, at the request of the Federal Government, a thorough review has been made of the situation involving *inter alia* consultation of the economic parties involved and of the Member States; whereas this review has established that:

- in view of the weighty nature of the production of the iron and steel and coal industries, transport costs are a decisive factor in the competitiveness of the delivered price of its products;
- the canalization of the Saar as envisaged in the plans which are now being implemented will have, owing to the route adopted and the substantial detour which this involves, a limited effect on the supply and sale of the Saar's industrial products as regards routes between the Saar and southern Germany, which carry approximately 80 % of the total volume of the Saar's coal and steel industry's imports and exports at support tariff rates;
- the combined effects of the economic crisis and increased structural difficulties of the Community iron and steel industry had the result in the case of the Saar not only of delaying the completion of the adaptation measures but also of requiring the parties concerned to initiate a major reconstruction which has been the subject matter of a programme communicated by the German Government to the Commission in a letter of the Permanent Representation of the Federal Republic of Germany of 10 July 1978; this new situation and its consequences on employment could not have been foreseen at the time of the 1971 Decision and have brought about a radical change in the circumstances.

IV

Whereas it would not seem justified economically to link the period of application of the support tariffs to the completion of the construction of the canal, which is the temporary solution advocated by the Federal Government;

Whereas the Federal Government had also adduced the argument that the support tariffs constituted an essential element in restructuring and adapting the Saar's coal and steel industry, already lagging behind as a result of the present economic crisis;

Whereas the examination of the abovementioned tariffs must be undertaken on the basis of the fourth paragraph of Article 70 of the ECSC Treaty in the light of the objectives laid down in the said Treaty;

Whereas, with regard to steel, it is furthermore appropriate to examine whether the support tariffs of the iron and steel industry are compatible with Community thinking in this matter and fall within the terms of a reconstruction plan for the Saar iron and steel industry;

Whereas, under the programme communicated by the German Government, the interests concerned are to undertake large-scale reconstruction of the iron and steel sector, involving the closure of obsolete plants, the modernization of those which are already quite competitive and the concentration of certain production by means of increased specialization by two Saar companies, Röchling-Burbach and Neunkircher-Eisenwerk; whereas this restructuring process will result in a large reduction in production capacity accompanied by an increase in productivity in the two Saar companies concerned to a level enabling them, in view of their size and geographical position, to face competition in the future;

Whereas the competitiveness of Dillinger Hüttenwerk, the third Saar iron and steel company, which has installations of an advanced technical level, should also be improved by centralizing liquid steel production in accordance with procedures to be determined in due course;

Whereas the larger part of the reconstruction plan should be complete by the beginning of the 1980s, but the whole operation foreseen under the programme will only be finished in 1983;

Whereas the centralization of liquid steel production remains to be determined and it is necessary to encourage the firms concerned to settle and implement their plans in this field as quickly as possible;

Whereas the planned reconstruction should start to improve noticeably the competitiveness of the firms during 1981 and accordingly it seems justified to accompany the application of the support tariffs commencing on 1 January 1982 by a certain degresivity; the tariff support should accordingly be decreased annually by 33 1/3 % starting on 1 January 1982 and be abolished on 1 January 1984;

Whereas, with regard to the Saar coal industry, part of its outlet represented by the Saar iron and steel industry will be reduced by the decrease in the production capacity for steel provided for in the restructuring plan; whereas the coal industry must therefore offset this reduction by, in particular, seeking openings in markets outside the Saar in respect of which it is already at a disadvantage in comparison to the coal producers benefiting from existing waterways; whereas, furthermore, for important markets (southern Germany in particular) it will fail to benefit, in view of the route adopted, from the advantages of the projected canalization; whereas, for the purposes of adaptation, the search for opening in markets outside the Saar should not be hampered by abolishing the tariff support measures which, on account of their connection with the Saar iron and steel industry, must be applied under the same conditions in favour of the Saar coal industry;

Whereas, in view of the unfavourable location of the Saar and of its economic situation, the amount of the tariff aids is limited to what is strictly necessary to encourage effectively the recipient firms to adjust to new economic conditions;

Whereas the abolition of support tariffs at this stage might jeopardize this gradual process of conversion and recovery;

Whereas, support tariffs can be authorized only under certain conditions, so as to prevent them, in view of their limited scope, from affecting the proper functioning of the common market to the detriment of certain producers, buyers or users of Community coal or steel from outside the Saar;

Whereas, under these conditions, the maintenance of aid to the Saar coal and steel industry by means of support tariffs for six years, with progressive reductions during the last three years, is unlikely to create disturbances in the functioning of the coal and steel market and does not appreciably affect competition in the corresponding transport markets; whereas the

technical characteristics relating to the transportation of ECSC products in fact limit the area of possible competition between road and rail only to finished laminated products, which constitute only a small proportion of ECSC products; whereas these tariff measures authorized in accordance with the conditions laid down in this Decision appear to be in conformity with the principles of the ECSC Treaty and contribute to the attainment of its objectives as defined in particular in Articles 2 and 3 thereof;

Whereas the Commission must reserve the right to review its Decision if the factors on which it is based should change or no longer obtain,

HAS ADOPTED THIS DECISION:

Article 1

The previous Decisions of the Commission on the authorization of special Deutsche Bundesbahn tariffs in favour of coal and steel producers in the Saar are hereby revoked.

Article 2

The application of special Deutsche Bundesbahn tariffs Nos 188, 196, 197, 263, 270, 273 and of tariff No 9133, in favour of coal and steel producers in the Saar, is authorized until 31 December 1983.

Article 3

The authorization provided for in Article 2 shall be subject to the following conditions:

1. that the percentage tariff reductions on the tariffs usually applied are decreased by at least 33 1/3 % on 1 January 1982 and 1983 and completely abolished on 1 January 1984.
2. that the special Deutsche Bundesbahn tariffs Nos 207, 208, 209, 280 and 281 and the special rates for tariff No 5092 (formerly No 1231) extending the tariffs referred to in Article 2 to the frontier points concerned must continue to be applied during the same periods at corresponding rates.

Article 4

Done at Brussels, 16 November 1978.

This Decision shall be amended or revoked if the Commission finds that it is no longer justified.

Article 5

This Decision is addressed to the Federal Republic of Germany.

For the Commission

Richard BURKE

Member of the Commission

EURONORMS

The Commission of the European Communities (ECSC) has published the following new EURONORMS in German, English, French, Italian and Dutch. The EURONORMS which are available up to the present in English are indicated by an asterisk (*).

Sales prices valid from 1 July 1976.

		<i>Price in £</i>
(*) EURONORM 129-76	Nickel alloy steel plate and strip for application at low temperature — Quality requirements	1.70
(*) EURONORM 111-77	Continuously hot-rolled non-coated mild unalloyed steel sheet and strip for cold-forming — Quality standard	0.80
(*) EURONORM 130-77	Cold-rolled non-coated mild unalloyed steel flat products for cold forming — Quality standard	0.60
(*) EURONORM 131-77	Cold-rolled non-coated mild unalloyed steel flat products for cold forming — Tolerances on dimensions and shape	0.60

The following is a list of all the EURONORMS so far published:

(*) Information circular No 1	Standard samples for the chemical analysis of iron and steel products, second edition (1974)	1.85
EURONORM 1-55	Fontes et ferro-alliages	1.35
EURONORM 2-57	Essai de traction pour l'acier	0.85
EURONORM 3-55	Essai de dureté Brinell pour l'acier	0.60
EURONORM 4-55	Essai de dureté Rockwell échelles B et C pour l'acier	0.60
EURONORM 5-55	Essai de dureté Vickers pour l'acier	0.60
EURONORM 6-55	Essai de pliage pour l'acier	0.60
EURONORM 7-55	Essai de résilience Charpy pour l'acier	0.60
EURONORM 8-55	Valeur de conversion approximatives de la durée et de la résistance à la traction de l'acier	0.60
EURONORM 9-55	Valeurs de conversion approximatives des allongements après rupture de l'acier	0.60
EURONORM 10-55	Valeurs de conversion approximatives des résiliences de l'acier	0.60
EURONORM 11-55	Essai de traction sur tôles et feuillards en acier d'une épaisseur de 0,5 mm inclus à 3 mm exclu	0.75
EURONORM 12-55	Essai de pliage des tôles et feuillards en acier d'épaisseur inférieure à 3 mm	0.60
EURONORM 13-55	Essai de pliage alterné des tôles et feuillards en acier d'épaisseur inférieure à 3 mm	0.60
EURONORM 14-67	Essai d'emboutissage à flans bloqués	0.60
EURONORM 15-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Examen de la surface	0.60
EURONORM 16-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Nuances et qualités	0.75
EURONORM 17-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Dimensions et tolérances	1.60
EURONORM 18-57	Prélèvements et préparation des échantillons et des éprouvettes	0.60
EURONORM 19-57	Poutrelles IPE — Poutrelles à ailes parallèles	0.60
(*) EURONORM 20-74	Definition and classification of grades of steel, second edition	1.20
EURONORM 21-62	Conditions générales techniques de livraison pour les produits en acier	0.60
EURONORM 22-70	Détermination ou vérification de la limite d'élasticité de l'acier à température élevée	0.75
EURONORM 23-71	Essai de trempabilité par trempe en bout de l'acier — Essai Jominy	1.35
EURONORM 24-62	Poutrelles normales et profilés en U normaux — Tolérances de laminage	0.60
EURONORM 25-72	Aciers de construction d'usage général	1.85
EURONORM 26-63	Essais conventionnels de dureté Rockwell pour tôles et feuillards minces en acier	0.60
(*) EURONORM 27-74	Designation of steels, third edition	1.80
EURONORM 28-69	Tôles et bandes en aciers non alliés pour chaudières et appareils soumis à pression — Nuances et qualités	1.20
EURONORM 29-69	Tôles en acier laminées à chaud d'épaisseur égale ou supérieure à 3 mm — Tolérances sur les dimensions, la forme et le poids	0.85
EURONORM 30-69	Demi-produits pour forges en aciers de construction d'usage général — Nuances et qualités	1.00
EURONORM 31-69	Demi-produits pour forges — Tolérances sur les dimensions, la forme et le poids	0.60
EURONORM 32-66	Tôles minces en acier doux non allié pour emboutissage ou pliage à froid — Norme de qualité	1.10

EURONORM 33-70	Tôles et larges bandes d'épaisseur inférieure à 3 mm, en acier doux non allié pour emboutissage ou pliage à froid — Tolérances sur les dimensions et sur la forme	0-75
EURONORM 34-62	Poutrelles à larges ailes à faces parallèles — Tolérances de laminage	0-60
EURONORM 35-62	Barres et laminés marchands d'usage courant — Tolérances de laminage	0-60
EURONORM 36-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone total dans les aciers et les fontes — Méthode gravimétrique après combustion dans un courant d'oxygène	0-60
EURONORM 37-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone total dans les aciers et les fontes — Méthode gazométrique après combustion dans un courant d'oxygène	0-75
EURONORM 38-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone de trempe et du graphite dans les aciers et les fontes — Méthode gravimétrique et volumétrique après combustion dans un courant d'oxygène	0-60
EURONORM 39-62	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode titrimétrique après oxydation au persulfate	0-60
EURONORM 40-62	Analyse chimique des matériaux sidérurgiques — Dosage du silicium total dans les aciers et les fontes — Méthode gravimétrique	0-60
EURONORM 41-65	Analyse chimique des matériaux sidérurgiques — Dosage du phosphore dans les aciers et les fontes — Méthode alcalimétrique	0-60
EURONORM 42-66	Analyse chimique des matériaux sidérurgiques — Dosage du soufre dans les aciers et les fontes — Méthode après combustion dans un courant d'oxygène	0-60
EURONORM 43-72	Tôles et bandes en aciers alliés pour chaudières et appareils soumis à pression — Nuances et qualités	1-10
EURONORM 44-63	Poutrelles IPE laminées à chaud — Tolérances de laminage	0-60
EURONORM 45-63	Essai de choc sur éprouvette bi-appuyée à entaille en V	0-60
EURONORM 46-68	Feuillards à chaud en aciers doux non alliés — Norme de qualité, prescriptions générales	1-10
EURONORM 47-68	Feuillards à chaud en aciers de construction d'usage général — Norme de qualité	1-10
EURONORM 48-65	Feuillards laminés à chaud en aciers non alliés — Tolérances sur les dimensions, la forme et le poids	0-60
EURONORM 49-72	Mesure de la rugosité des produits minces en acier laminés à froid et non revêtus	0-60
EURONORM 50-72	Analyse chimique des matériaux sidérurgiques — Dosage de l'azote dans les aciers — Méthode spectrophotométrique	0-85
EURONORM 51-70	Bandes laminées à chaud de largeur égale ou supérieure à 600 mm — Tolérances sur les dimensions, la forme et le poids	0-60
EURONORM 52-67	Vocabulaire du traitement thermique	8-15
EURONORM 53-62	Poutrelles à larges ailes à face parallèles	0-60
EURONORM 54-63	Petits fers U laminés à chaud	0-60
EURONORM 55-63	Fers T à ailes égales et à coins arrondis laminés à chaud	0-60
EURONORM 56-65	Cornières à ailes égales et à coins arrondis laminées à chaud	0-60
EURONORM 57-65	Cornières à ailes inégales et à coins arrondis laminées à chaud	0-60
EURONORM 58-64	Plats laminés à chaud pour usages généraux	0-60
EURONORM 59-64	Carrés laminés à chaud pour usages généraux	0-60
EURONORM 60-65	Ronds laminés à chaud pour usages généraux	0-60
EURONORM 61-71	Hexagones laminés à chaud	0-60
EURONORM 65-67	Barres rondes laminées à chaud pour vis et rivets	0-60
EURONORM 66-67	Demi-ronds et demi-ronds aplatis, laminés à chaud	0-60
EURONORM 67-69	Plats à boudins laminés à chaud	0-60
EURONORM 70-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 71-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode électrométrique	0-60
EURONORM 72-71	Analyse chimique des matériaux sidérurgiques — Dosage l'aluminium dans les aciers — Méthode gravimétrique	0-60
EURONORM 74-72	Analyse chimique des matériaux sidérurgiques — Dosage du cuivre dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 76-66	Analyse chimique des matériaux sidérurgiques — Dosage du silicium dans les aciers et les fontes — Méthode spectrophotométrique	0-60
EURONORM 77-63	Fer-noir et fer-blanc en feuilles — Normes de qualité	1-00
EURONORM 78-63	Fer-noir et fer-blanc en feuilles — Tolérances sur dimensions	0-60
EURONORM 79-69	Définitions et classification des produits sidérurgiques par formes et dimensions	0-85
EURONORM 80-69	Aciers pour armatures passives du béton — Prescriptions de qualité	1-10
EURONORM 81-69	Ronds à béton lisses laminés à chaud — Dimension, poids, tolérances	0-60
EURONORM 83-70	Aciers pour trempe et revenu — Prescriptions de qualité	2-70

EURONORM 84-70	Aciers de cémentation — Prescriptions de qualité	2-20
EURONORM 85-70	Aciers de nitruration — Prescriptions de qualité	1-00
EURONORM 86-70	Aciers pour trempe par induction et au chalumeau — Prescriptions de qualité	1-70
EURONORM 87-70	Aciers de décolletage — Prescriptions de qualité (fascicules 1 à 4)	2-20
EURONORM 88-71	Aciers inoxydables — Prescriptions de qualité	1-85
EURONORM 89-71	Aciers alliés pour ressorts formés à chaud et traités — Prescriptions de qualité	1-10
EURONORM 90-71	Aciers pour soupapes d'échappement de moteurs à combustion interne — Prescriptions de qualité	0-85
EURONORM 91-70	Large plates laminées à chaud — Tolérances sur les dimensions, la forme et le poids	0-60
(*) EURONORM 92-75	Hot-rolled flats for spring leaves	0-60
EURONORM 93-71	Barres rondes, carrées, plates et hexagonales laminées à chaud — Tolérances de laminage	0-60
EURONORM 94-73	Aciers pour roulements — Prescriptions de qualité	0-60
EURONORM 98-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans le ferromanganèse — Méthode électrométrique	0-60
EURONORM 100-72	Analyse chimique des matériaux sidérurgiques — Dosage du chrome dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 103-71	Détermination micrographique de la grosseur du grain ferritique ou austénitique des aciers	3-15
EURONORM 104-70	Détermination de la profondeur de décarburation des aciers de construction non alliés et faiblement alliés	0-60
EURONORM 105-71	Détermination et vérification de la profondeur conventionnelle de cémentation	0-60
EURONORM 106-71	Bandes et tôles magnétiques à grains non orientés laminées à froid et à chaud	1-70
(*) EURONORM 107-75	Grain oriented magnetic sheet and strip	2-20
EURONORM 108-72	Fil machine rond en acier pour articles de boulonnerie formés à froid — Dimensions et tolérances	0-60
EURONORM 109-72	Essais conventionnels de dureté Rockwell — Échelles Rockwell HRN et HRT — Échelles Rockwell HRB' et HR 30 T' pour produits minces	1-10
EURONORM 113-72	Aciers de construction soudables de qualité spéciale — Fascicules 1 à 3	2-20
EURONORM 114-72	Détermination de la résistance à la corrosion intergranulaire des aciers inoxydables austénitiques — Essai de corrosion en milieu acide sulfurique-sulfate cuivrique (essai dit de Monypenny-Strauß)	0-60
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(*) EURONORM 117-75	Calibration of reference blocks for use with Rockwell hardness testing machines (B, C, N and T scales)	1-70
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EURONORM 119-74	Aciers pour frappe à froid et extrusion à froid — Prescriptions de qualité — fascicule 1 à fascicule 5	4-40
EURONORM 120-72	Tôles et bandes pour bouteilles à gaz soudées en acier	0-60
EURONORM 121-72	Détermination de la résistance à l'attaque intergranulaire des aciers inoxydables austénitiques — Essai de corrosion en milieu nitrique par mesure de perte de masse (Essai dit de Huey)	0-60
(*) EURONORM 122-75	Verification of Rockwell hardness testing machines (B, C, N and T scales)	1-70
(*) EURONORM 123-75	High temperature tests — Creep test for steel	1-10

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Beuth Verlag GmbH
Burggrafenstraße 4-10, 1 Berlin 30

in Belgium and Luxembourg:

Institut belge de normalisation — IBN —
29, avenue de la Brabançonne, 1040 Bruxelles

in Denmark:

Dansk Standardiseringsråd,
Aurehøjvej 12, DK 2 900 — Hellerup

in France:

Association française de normalisation — AFNOR —
Tour Europe, Cedex 7, 92 080 Paris

in Italy:

Ente nazionale italiano di unificazione — UNI —
Piazza A. Diaz, 2, Milan

in the Netherlands:

Nederlands, Normalisatie-Instituut — NNI —
Polakweg 5, Rijswijk (ZH)

in the United Kingdom:

British Standards Institution (BSI),
2 Park Street, London W1A 2 BS

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