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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 877/79**of 3 May 1979****fixing the import levies on cereals and on wheat or rye flour, groats and meal**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾, and in particular
Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye
flour, and wheat groats and meal were fixed by Regula-
tion (EEC) No 2724/78⁽³⁾ and subsequent amending
Regulations ;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979⁽⁴⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU ;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 2724/78 to today's
offer prices and quotations known to the Commission
that the levies at present in force should be altered to
the amounts set out in the Annex hereto,

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 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1979.

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

Done at Brussels, 3 May 1979.

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.

⁽⁴⁾ CJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 3 May 1979 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)		
CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	103.41
10.01 B	Durum wheat	159.66 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	106.61 ⁽⁶⁾
10.03	Barley	103.64
10.04	Oats	102.39
10.05 B	Maize, other than hybrid maize for sowing	91.46 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	2.57
10.07 B	Millet	99.21 ⁽⁴⁾
10.07 C	Grain sorghum	102.95 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	159.38
11.01 B	Rye flour	163.84
11.02 A I a)	Durum wheat groats and meal	260.98
11.02 A I b)	Common wheat groats and meal	170.20

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments the levy is reduced by 7.25 ECU/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 1.81 ECU/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 0.60 ECU/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 878/79

of 3 May 1979

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⁾ and subsequent amending Regulations;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979⁽⁴⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU;

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 to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The premiums referred to in Article 15 of Regulation
(EEC) No 2727/75 to be added to the import levies
fixed in advance in respect of cereals and malt shall
be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1979.

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

Done at Brussels, 3 May 1979.

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.

⁽⁴⁾ OJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 3 May 1979 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(ECU/tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8
10.01 A	Common wheat, and meslin	0	0.49	0.49	0
10.01 B	Durum wheat	0	0.39	0.39	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	0.37	0.37	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.68	0.68	0

B. Malt

(ECU/tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.87	0.87	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.65	0.65	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 879/79

of 3 May 1979

fixing minimum levies on the importation of olive oil and levies on the importation of other olive oil sector products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 590/79⁽²⁾, and in particular Article 16 (2) thereof,

Having regard to Council Regulation (EEC) No 2749/78 of 23 November 1978 on trade in oils and fats between the Community and Greece⁽³⁾, and in particular Article 5 (2) thereof,

Having regard to Council Regulation (EEC) No 1514/76 of 24 June 1976 on imports of olive oil originating in Algeria⁽⁴⁾, as amended by Regulation (EEC) No 2761/78⁽⁵⁾, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1521/76 of 24 June 1976 on imports of olive oil originating in Morocco⁽⁶⁾, as last amended by Regulation (EEC) No 2761/78, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1508/76 of 24 June 1976 on imports of olive oil originating in Tunisia⁽⁷⁾, as amended by Regulation (EEC) No 2761/78, and in particular Article 5 thereof,

Having regard to Council Regulation (EEC) No 1180/77 of 17 May 1977 on imports into the Community of certain agricultural products originating in Turkey⁽⁸⁾, as amended by Regulation (EEC) No 2766/78⁽⁹⁾, and in particular Article 10 (2) thereof,

Having regard to Council Regulation (EEC) No 1620/77 of 18 July 1977 laying down detailed rules for the importation of olive oil from Lebanon⁽¹⁰⁾,

Whereas by Regulation (EEC) No 3131/78 of 28 December 1978⁽¹¹⁾ the Commission decided to use the tendering procedure to fix levies on olive oil;

Whereas Article 3 of Regulation (EEC) No 2751/78 of 23 November 1978 laying down general rules for fixing the import levy on olive oil by tender⁽¹²⁾ specifies that the minimum levy rate shall be fixed for each of the products concerned on the basis of the situation on the world or Greek markets and the Community market and of the levy rates indicated by tenderers;

Whereas in the collection of the levy account should be taken of the provisions in the Agreements between the Community and certain third countries; whereas in particular the levy applicable for those countries must be fixed taking as a basis for calculation the levy to be collected on imports from the other third countries;

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 30 April and 1 May 1979 leads to the minimum levies being fixed as indicated in Annex I to this Regulation;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽¹³⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas the import levy on olives falling within subheadings 07.01 N II and 07.03 A II of the Common Customs Tariff and on products falling within subheadings 15.17 B I and 23.04 A II of the Common Customs Tariff must be calculated from the minimum levy applicable on the olive oil contained in these products; whereas, however, the levy charged for olive oil may not be less than an amount equal to 8 % of the value of the imported product, such amount to be fixed at a standard rate; whereas application of these provisions leads to the levies being fixed as indicated in Annex II to this Regulation,

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

⁽²⁾ OJ No L 78, 30. 3. 1979, p. 1.

⁽³⁾ OJ No L 331, 28. 11. 1978, p. 1.

⁽⁴⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁵⁾ OJ No L 332, 29. 11. 1978, p. 13.

⁽⁶⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁸⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽⁹⁾ OJ No L 332, 29. 11. 1977, p. 26.

⁽¹⁰⁾ OJ No L 181, 21. 7. 1977, p. 4.

⁽¹¹⁾ OJ No L 370, 30. 12. 1978, p. 60.

⁽¹²⁾ OJ No L 331, 28. 11. 1978, p. 6.

⁽¹³⁾ OJ No L 84, 4. 4. 1979, p. 1.

HAS ADOPTED THIS REGULATION :

Article 1

The minimum levies on olive oil imports are fixed in Annex I.

Article 2

The levies applicable on imports of other olive oil sector products are fixed in Annex II.

Article 3

This Regulation shall enter into force on 4 May 1979.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX I

Minimum import levies on olive oil

(ECU/100 kg)

CCT heading No	Greece	Non-member countries
15.07 A I a)	6.00 ⁽¹⁾	36.00 ⁽¹⁾
15.07 A I b)	3.00 ⁽¹⁾	31.00 ⁽¹⁾
15.07 A I c)	12.00 ⁽¹⁾	41.00 ⁽¹⁾
15.07 A II a)	4.00	38.00 ⁽²⁾
15.07 A II b)	20.00	68.00 ⁽³⁾

⁽¹⁾ For imports of oil falling within this tariff subheading and produced entirely in one of the countries listed below and transported directly from any of those countries to the Community, the levy to be collected is reduced by:

(a) Greece, Spain and Lebanon: 0.60 ECU/100 kg;

(b) Turkey: 22.36 ECU/100 kg provided that the operator furnishes proof of having paid the export tax applied by that country; however, the repayment may not exceed the amount of the tax in force;

(c) Algeria, Morocco, Tunisia: 24.78 ECU/100 kg provided that the operator furnishes proof of having paid the export tax applied by those countries; however, the repayment may not exceed the amount of the tax in force.

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

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 3.86 ECU/100 kg;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 3.09 ECU/100 kg.

⁽³⁾ For imports of oil falling within this tariff subheading:

(a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 7.25 ECU/100 kg;

(b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 5.80 ECU/100 kg.

ANNEX II

Import levies on other olive oil sector products

(ECU/100 kg)

CCT heading No	Greece	Non-member countries
07.01 N II	0.66	6.82
07.03 A II	0.66	6.82
15.17 B I a)	1.50	15.50
15.17 B I b)	2.40	24.80
23.04 A II	0.96	3.28

COMMISSION REGULATION (EEC) No 880/79
of 3 May 1979
fixing the export refunds on malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals ⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78 ⁽²⁾, and in particular the
fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary
Committee,

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

Whereas Article 2 of Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general
rules for granting export refunds on cereals and
criteria for fixing the amount of such refunds ⁽³⁾,
provides that when refunds are being fixed account
must be taken of the existing situation and the future
trend with regard to prices and availabilities of cereals
on the Community market on the one hand and
prices for cereals and cereal products on the world
market on the other; whereas the same Article
provides that it is also important to ensure equi-
librium and the natural development of prices and
trade on cereal markets and, furthermore, to take into
account the economic aspect of the proposed exports,
and the need to avoid disturbances on the Commu-
nity market;

Whereas Council Regulation (EEC) No 2744/75 of 29
October 1975 on the import and export system for
products processed from cereals and from rice ⁽⁴⁾, as
last amended by Regulation (EEC) No 2245/78 ⁽⁵⁾,
defines the specific criteria to be taken into account
when the refund on these products is being calcu-
lated;

Whereas it follows from applying these detailed rules
to the present situation on the market in products

processed from cereals and rice that the export refund
should be fixed at an amount which will cover the
difference between Community prices and world
market prices;

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

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

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

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979 ⁽⁶⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU;

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

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on malt listed in Article 1 (d) of
Regulation (EEC) No 2727/75 subject to Regulation
(EEC) No 2744/75 shall be as set out in the Annex
hereto.

Article 2

This Regulation shall enter into force on 4 May 1979.

⁽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. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 273, 29. 9. 1978, p. 1.

⁽⁶⁾ OJ No L 84, 4. 4. 1979, p. 1.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 3 May 1979 fixing the export refunds on malt

<i>(ECU / tonne)</i>	
CCT heading No	Refund
11.07 A I b)	93.10
11.07 A II b)	118.74
11.07 B	138.38

COMMISSION REGULATION (EEC) No 881/79

of 3 May 1979

fixing the export refunds on pigmeat

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2759/75 of 29 October 1975 on the common organiza-
tion of the market in pigmeat⁽¹⁾, as last amended by
Regulation (EEC) No 1423/78⁽²⁾, and in particular the
first sentence of Article 15 (5) thereof,

Whereas Article 15 of Regulation (EEC) No 2759/75
provides that the difference between prices on the
world market for the products listed in Article 1 (1) of
that Regulation and prices for these products within
the Community may be covered by an export refund ;

Whereas Council Regulation (EEC) No 2768/75 of 29
October 1975⁽³⁾ lays down general rules for granting
export refunds and criteria for fixing the amount of
such refunds ;

Whereas it follows from applying these rules and
criteria to the present situation on the market in
pigmeat that the refund should be fixed as set out
below ;

Whereas facilities exist at present for the export of live
pigs falling within subheading 01.03 A II b), and for
certain products falling within subheading 02.01 A
III ; whereas, a refund should be fixed for these
products taking particular account of the conditions of
competition on the markets ;

Whereas in the case of products falling within
subheadings 02.06 B I b) 3 bb) and 6 bb), the refund
should be limited to an amount which takes account
of the qualitative characteristics of each of the
products falling within these subheadings and of the
foreseeable trend of production costs on the world
market ;

Whereas if existing export outlets for products falling
within subheadings 02.06 B I b) 3 aa), 4 aa), 5 aa) and
6 aa) are to be available in the future, the refund
should be comparable with that granted for dried or
smoked products ;

Whereas in the case of certain typical Italian products
falling within subheading 02.06 B I b) 3 bb) and 7 bb)
and if the Community is to continue to take part in
international trade, the refund must take account of
the conditions of access to the world market ;

Whereas in the case of products falling within
subheadings 02.06 B I b) ex 7, the refund should be
granted solely in respect of products of a quality
comparable with that of products falling within
subheadings 02.06 B I b) 3, 4 and 5 ;

Whereas because of the conditions of competition in
certain third countries, which are traditionally major
importers of products falling within subheadings ex
16.01 A, ex 16.01 B I and II, ex 16.02 A II, ex 16.02 B
III a) 2 aa), 11, 22, 33, bb) and cc), set out in the
Annex hereto, the refund for these products should be
fixed so as to take this situation into account ;

Whereas since economically significant quantities of
other pigmeat products are not being exported at
present, there is no need to fix a refund for these
products ;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979⁽⁴⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The list of products on which the export refund
referred to in Article 15 of Regulation (EEC) No
2759/75 is granted, and the amount of that refund
shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 7 May 1979.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 171, 28. 6. 1978, p. 19.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

⁽⁴⁾ OJ No L 84, 4. 4. 1979, p. 1.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 3 May 1979 fixing the export refunds on pigmeat

(ECU/100 kg)

CCT heading No	Description	Refund
		net weight
01.03	Live swine : A. Domestic species : II. Other : b) Other	29.01
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03, or 01.04, fresh, chilled or frozen : A. Meat : III. Of swine : a) Of domestic swine : 1. Carcases or half carcases, with or without heads, feet or flare fat 2. Hams and cuts of hams, unboned (bone-in) 3. Shoulders (fores) and cuts of shoulders, unboned (bone-in) 4. Loins and cuts of loins, unboned (bone-in) 5. Bellies (streaky) and cuts of bellies : (aa) Boned or boneless and totally or partially defatted, with a maximum layer of 3 mm fat, frozen (a) (bb) Other 6. Other : ex aa) Boned or boneless and frozen : (11) Hams, shoulders and loins and cuts thereof, totally or partially defatted, with a maximum layer of 3 mm fat (a) (22) Other hams, shoulders and loins and cuts thereof (a) ex bb) Other : (11) Hams, shoulders and loins and cuts thereof (a)	43.52 32.64 32.64 32.64 32.64 22.97 55.61 32.64 32.64
02.06	Meat and edible meat offal (except poultry liver), salted, in brine, dried or smoked : B. Meat and edible meat offals of domestic swine : I. Meat : b) Dried or smoked : 2. Bacon sides, spencers, 3/4 sides or middles : cc) 3/4 sides or middles 3. Hams and cuts of hams, unboned (bone-in) : aa) Slightly dried or slightly smoked bb) Other : (11) 'Prosciutto di Parma', 'Prosciutto di San Daniele' (b) (22) Other 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in) : aa) Slightly dried or slightly smoked 5. Loins and cuts of loins, unboned (bone-in) : aa) Slightly dried or slightly smoked	32.64 27.81 32.64 78.58 47.15 27.81 32.64

(ECU/100 kg)		
CCT heading No	Description	Refund
		net weight
02.06 (cont'd)	6. Bellies (streaky) and cuts of bellies : aa) Slightly dried or slightly smoked bb) Other	22.97 22.97
	7. Other : ex aa) Slightly dried or slightly smoked : (11) Hams, shoulders and loins, pieces thereof ex bb) Other : (11) 'Prosciutto di Parma', 'Prosciutto di San Daniele', pieces thereof (b) (22) Hams, shoulders and loins, pieces thereof	32.64 78.58 47.15
ex 16.01	Sausages and the like, of meat, meat offal, or animal blood, suitable for human consumption : A. Liver sausages B. Other (c) : I. Sausages, dry or for spreading, uncooked (d) II. Other	30.22 72.54 45.94
ex 16.02	Other prepared or preserved meat or meat offal, suitable for human consumption : A. Liver : II. Other B. Other : III. Other : a) Containing meat or offals of domestic swine : 2. Other, containing by weight : aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin : 11. Hams, fillets and loins, pieces thereof : — For export to the United States of America — Other destinations 22. Shoulders and pieces thereof : — For export to the United States of America — Other destinations 33. Other bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin	24.18 36.27 78.58 30.22 62.87 38.69 20.55 10.88

- (a) The cuts are classified in this subheading only if they can be identified as originating from the primary cuts mentioned.
- (b) Only those products for which the name is certified by the competent authorities of the producing Member State can benefit from this refund.
- (c) The refund on sausages presented in containers with a preservative liquid is granted on net weight after deduction of weight of this liquid.
- (d) The weight of a coating of paraffin corresponding to normal use in the trade is considered as part of the net weight of the sausage.

COMMISSION REGULATION (EEC) No 882/79

of 3 May 1979

amending Regulation (EEC) No 586/77 laying down rules for the application of levies on beef and veal and amending Regulation (EEC) No 950/68 on the Common Customs Tariff

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 10 (5) thereof,

Whereas imports of beef and veal falling within subheading 16.02 B III b) 1 aa) may be made subject to payment of a levy;

Whereas it has become apparent that certain products are made up of cooked and uncooked beef and veal; whereas these products are so made up with the sole aim of attempting to avoid payment of the import levy on uncooked beef and veal; whereas there is a risk that imports of these products may increase in coming months and endanger the Community market in beef and veal; whereas it is therefore necessary to specify that the said products are subject to the levy applicable to beef and veal falling within subheading 16.02 B III b) 1 aa);

Whereas it is therefore necessary to amend Commission Regulation (EEC) No 586/77 ⁽³⁾, as amended by

Regulation (EEC) No 2658/78 ⁽⁴⁾; whereas the Common Customs Tariff annexed to Council Regulation (EEC) No 950/68 ⁽⁵⁾, as last amended by Regulation (EEC) No 684/79 ⁽⁶⁾, should also be amended;

Whereas these products were created with the sole aim of avoiding the Community levy provisions and it is accordingly necessary that the measures provided for in this Regulation be applied as soon as possible;

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 586/77 is hereby replaced by the Annex to this Regulation.

Article 2

The Common Customs Tariff annexed to Regulation (EEC) No 950/68 is hereby amended as follows:

Subheading 16.02 B III b) 1 shall be replaced by the following:

CCT heading No	Description	Rate of duty	
		Autonomous % or levy (L)	Conventional %
1	2	3	4
16.02	Other prepared or preserved meat or meat offal: B. (unchanged) III. (unchanged): b) Other: 1. Containing bovine meat or offal: aa) Uncooked; mixtures of cooked meat or offal and uncooked meat or offal bb) Other	20 + (L) ^(*) 26	— 26

(*) In certain circumstances, a levy is applicable in addition to the customs duty.

⁽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 172, 22. 7. 1968, p. 1.

⁽⁶⁾ OJ No L 86, 6. 4. 1979, p. 13.

Article 3

This Regulation shall enter into force on 7 May 1979.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

Coefficients for the calculation of the levies applicable to the products listed in Sections (a), (c) and (d) of the Annex to Regulation (EEC) No 805/68

CCT heading No	Description	Coefficient for calculating the levies
02.01 A II a)	Meat of bovine animals, fresh or chilled :	
	1. Carcases, half-carcases or 'compensated' quarters	1.90
	2. Separated or unseparated forequarters	1.52
	3. Separated or unseparated hindquarters	2.28
	4. Other :	
	aa) Unboned (bone-in)	2.85
02.06 C I a)	bb) Boned or boneless	3.26
	Meat of bovine animals, salted, in brine, dried or smoked :	
	1. Unboned (bone-in)	2.85
16.02 B III b) 1 aa)	2. Boned or boneless	3.26
	Other prepared or preserved meat or meat offal containing bovine meat or offal, uncooked ; mixtures of cooked meat or offal and uncooked meat or offal	3.26

COMMISSION REGULATION (EEC) No 883/79

of 3 May 1979

amending Regulation (EEC) No 2960/77 on detailed rules for the sale of olive oil held by intervention agencies

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 590/79⁽²⁾, and in particular Article 12 (4) thereof,

Whereas Article 6 of Commission Regulation (EEC) No 2960/77⁽³⁾, provides that prospective purchasers may obtain a sample of the oils for sale by the intervention agencies;

Whereas, in order to ensure that the oil in respect of which the offer is made and the oil awarded are identical, the possibility should be provided for an additional sampling before the lot awarded is sealed;

Whereas, in order to facilitate the withdrawal of the oils sold, the length of the withdrawal period should be altered by adjusting it according to the size of the lot awarded;

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

Regulation (EEC) No 2960/77 is amended as follows:

1. Article 5 (3) is replaced by the following:

'3. During the period 1 January to 31 December 1979, the minimum price shall be net of tax and shall relate to 100 kilograms of olive oil delivered ex-storage depot, either in the purchaser's own drums loaded on a vehicle provided by him or in the purchaser's tank vehicle.'

2. The second paragraph of Article 6 is replaced by the following:

'This sample shall be put into two labelled bottles, which shall be sealed in the presence of both the storer and the prospective purchaser or his duly authorized agent. One bottle shall be given to the prospective purchaser and the other to the storer.'

3. Article 10 is replaced by the following:

'Article 10

The intervention agency shall immediately inform each tenderer, by registered letter against acknowledgement of receipt, of the result of his participation in the invitation to tender.'

4. The following subparagraph is added to Article 11 (1):

'Before sealing is carried out, the successful tenderer may request a sample of this oil. This sample shall be put into two labelled bottles, which shall be sealed in the presence of both the storer and the successful tenderer or his duly authorized agent. One bottle shall be given to the successful tenderer and the other to the storer so that, if necessary, a check may be made to ensure that the product from which a sample was taken under Article 6 and the product awarded correspond.'

5. Article 12 is replaced by the following:

'Article 12

1. The purchaser must, before withdrawing the oil, pay to the intervention agency the provisional amount of the selling price, which shall be calculated by multiplying the quantity indicated as contained in the lot by the price offered for the lot.

2. If the provisional amount is not paid within the period laid down in Article 13 (1), the sale shall be cancelled automatically. In that event, the security referred to in Article 8 shall be forfeit.

3. In the case of sale for export, the purchaser shall, before withdrawing the oil, lodge a security to guarantee that the export is carried out as specified in Article 1 (2).'

6. Article 13 is replaced by the following:

'Article 13

1. The purchaser shall withdraw the entire lot awarded. Withdrawal may begin as soon as the provisional amount referred to in Article 12 (1) has been paid and, in the case of sale for export, the security referred to in Article 12 (3) has been lodged. Withdrawal shall be completed by at the latest the 40th day following the day of receipt of the information referred to in Article 10. However, if the purchaser has been awarded a quantity in

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

⁽²⁾ OJ No L 78, 30. 3. 1979, p. 1.

⁽³⁾ OJ No L 348, 30. 12. 1977, p. 46.

excess of 1 000 tonnes, withdrawal must be completed by at the latest the 60th day following the date of receipt of the abovementioned information.

2. The quantity of oil delivered to the purchaser may differ from the quantity in respect of which the tender was submitted, depending on the actual quantity in the container at the time of delivery.'

7. Article 14 (1) is replaced by the following :

'Article 14

1. Once the oil has been withdrawn, the intervention agency shall draw up an invoice for the final amount of the selling price. The final amount shall be calculated by multiplying the quantity actu-

ally withdrawn, less the weight of water and impurities exceeding 0.2 % in the case of virgin olive oil and 0.5 % in the case of olive-residue oil, by the price offered for the lot in question. The weight of both water and impurities shall be determined by analysis of a representative sample at the time of delivery.'

8. The second paragraph of Article 21 is hereby deleted.

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, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 884/79

of 3 May 1979

adjusting the amount of the levies applicable in the olive oil sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 590/79⁽²⁾, and in particular Article 16 (6) thereof,

Having regard to Council Regulation (EEC) No 2749/78 of 23 November 1978 on trade in oils and fats between the Community and Greece⁽³⁾, and in particular Article 5 (6) thereof,

Whereas the representative market price and the threshold price of olive oil are substantially altered as from 1 April 1979; whereas the levy fixed by tender before that date is accordingly no longer appropriate for the market situation; whereas the levy indicated in certificates issued on the basis of applications made before 1 April 1979 for imports to be carried out after that date should therefore be adapted on the basis of the difference between the threshold price in force on 31 March 1979 and that in force from 1 April;

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

HAS ADOPTED THIS REGULATION:

Article 1

The levy to be paid for quantities of olive oil falling under subheading 15.07 A of the Common Customs

Tariff and subject to the system of fixing by the tendering procedure and imported from 1 April 1979 under certificates for which application was made before that date shall be the levy indicated in the said certificate, reduced by the amount indicated below:

(ECU/100 kg)

CCT heading No	Greece	Non-member countries
15.07 A I a)	24.18	24.18
15.07 A I b)	24.18	24.18
15.07 A I c)	24.18	24.18
15.07 A II a)	27.81	31.43
15.07 A II b)	30.22	35.06

The difference between the levy actually paid and the levy applicable, taking account of the reduction provided for in the preceding paragraph, shall be refunded at the request of the importer.

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, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

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

⁽²⁾ OJ No L 78, 30. 3. 1979, p. 1.

⁽³⁾ OJ No L 331, 28. 11. 1978, p. 1.

COMMISSION REGULATION (EEC) No 885/79

of 3 May 1979

on the classification of goods under subheading 75.03 B of the Common Customs Tariff

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 97/69 of 16 January 1969 on measures to be taken for uniform application of the nomenclature of the Common Customs Tariff⁽¹⁾, as last amended by Regulation (EEC) No 280/77⁽²⁾, and in particular Article 3 thereof,

Whereas provisions are necessary to ensure uniform application of the nomenclature of the Common Customs Tariff for the purpose of classification of a product which is obtained from nickel sulphide by calcination at a sintering temperature and by reduction with the aid of hydrogen, and has the following chemical composition :

nickel	95.00 %
oxygen	1.30 %
cobalt	1.30 %
copper	0.40 %
iron	0.40 %
other elements	1.60 %

and is in the form of silver-grey particles of irregular dimensions from 0.2 to 0.4 mm ;

Whereas the Common Customs Tariff annexed to Council Regulation (EEC) No 950/68⁽³⁾, as last amended by Regulation (EEC) No 882/79⁽⁴⁾, includes under heading No 75.01 *inter alia* intermediate products of nickel metallurgy, including nickel oxide sinters, and under subheading 75.03 B nickel powders and flakes ;

Whereas in the product in question the oxygen content has been reduced to 1.30 % ; whereas because of this degree of reduction the said product has gone beyond the stage of being nickel oxide sinters and has an objective chemical composition such that it must be regarded as nickel in metallic form ;

Whereas nickel in metallic form, other than unwrought, is to be classified, depending on its form, under heading Nos 75.02 to 75.06 of the Common Customs Tariff ;

Whereas the explanatory notes to Customs Cooperation Council nomenclature heading No 75.01, exclu-

sion (b), exclude powders from unwrought nickel ; whereas, according to the same explanatory notes, heading No 75.03, paragraph (2), nickel powders of all types, regardless of their intended use, are classified under heading No 75.03 ;

Whereas, according to the explanatory notes to the Common Customs Tariff, subheading 75.03 B, powdery products, of which at least 90 % pass through a sieve with a mesh opening of 0.5 mm, are regarded as powder ;

Whereas, consequently, the product in question must be classified under subheading 75.03 B of the Common Customs Tariff ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee on Common Customs Tariff Nomenclature,

HAS ADOPTED THIS REGULATION :

Article 1

The product which is obtained from nickel sulphide by calcination at a sintering temperature and by reduction with the aid of hydrogen, and has the following chemical composition :

nickel	95.00 %
oxygen	1.30 %
cobalt	1.30 %
copper	0.40 %
iron	0.40 %
other elements	1.60 %

and is in the form of silver-grey particles of irregular dimensions from 0.2 to 0.4 mm, shall be classified under the following subheading of the Common Customs Tariff :

75.03 Wrought plates, sheets and strip, of nickel ; nickel foil ; nickel powders and flakes :

B. Powders and flakes.

Article 2

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

⁽¹⁾ OJ No L 14, 21. 1. 1969, p. 1.

⁽²⁾ OJ No L 40, 11. 2. 1977, p. 1.

⁽³⁾ OJ No 172, 22. 7. 1968, p. 1.

⁽⁴⁾ See page 14 of this Official Journal.

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

Done at Brussels, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION REGULATION (EEC) No 886/79
of 3 May 1979

re-establishing the levying of customs duties on other goat and kid skin leather, other, falling within subheading 41.04 B II and originating in developing countries, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3156/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3156/78 of 29 December 1978 establishing preferential tariffs in respect of certain products originating in developing countries⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in European units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A to the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1976 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 150 % of that fixed for 1978;

Whereas Article 2 (1) and (3) of that Regulation provides that customs duties may be re-established at any time on imports of the products in question coming from any country or territory, with the exception of those listed in Annex C thereto, once the Community ceiling has been reached;

Whereas, in respect of other goat and kid skin leather, other, falling within subheading 41.04 B II, the

ceiling, calculated as indicated above, should be 4 999 000 European units of account; whereas on 20 April 1979 the amounts of imports into the Community of the products in question, originating in countries and territories covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 3156/78 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

As from 7 May 1979, customs duties, suspended in pursuance of Council Regulation (EEC) No 3156/78, shall be re-established in respect of the following products, imported into the Community, coming from any beneficiary country or territory, with the exception of those listed in Annex C to Regulation (EEC) No 3156/78:

CCT heading No	Description
41.04	Goat and kid skin leather, except leather falling within heading No 41.06 or 41.08: B. Other: II. Other

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, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 375, 30. 12. 1978, p. 26.

COMMISSION REGULATION (EEC) No 887/79

of 3 May 1979

re-establishing the levying of customs duties on fibre building board of wood or other vegetable material, falling within heading No 44.11 and originating in Brazil, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3156/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3156/78 of 29 December 1978 establishing preferential tariffs in respect of certain products originating in developing countries⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) and (4) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in European units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A to the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1976 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 150 % of that fixed for 1978;

Whereas, having regard to that ceiling, the amounts for products originating in any one of the countries or territories listed in Annex B to that Regulation should be within a maximum Community amount representing 50 % of that ceiling, with the exception of certain products for which the maximum amount is to be reduced to the percentage indicated in Annex A thereto; whereas, for these products, this reduced percentage will be 30 %;

Whereas Article 2 (2) and (3) of that Regulation provides that customs duties may be re-established at any time on imports of the products in question originating in any of the said countries or territories, with

the exception of those listed in Annex C thereto, once the relevant Community amount has been reached;

Whereas, in respect of fibre building board of wood or other vegetable material, falling within heading No 44.11, the ceiling, calculated as indicated above, should be 10 882 000 European units of account, and therefore the maximum amount is 3 264 600 European units of account; whereas on 24 April 1979 the amounts of imports into the Community of the products in question originating in Brazil, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 3156/78 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to Brazil,

HAS ADOPTED THIS REGULATION:

Article 1

As from 7 May 1979, customs duties, suspended in pursuance of Council Regulation (EEC) No 3156/78, shall be re-established in respect of the following products, imported into the Community and originating in Brazil:

CCT heading No	Description
44.11	Fibre building board of wood or other vegetable material, whether or not bonded with natural or artificial resins or with other organic binders

Article 2

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

⁽¹⁾ OJ No L 375, 30. 12. 1978, p. 26.

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

Done at Brussels, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION REGULATION (EEC) No 888/79
of 3 May 1979

re-establishing the levying of customs duties on terry towelling and similar terry fabrics, of cotton, falling within heading No 55.08 and originating in India, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3157/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3157/78 of 29 December 1978 opening, allocating and providing for the administration of Community tariff preferences for textile products originating in developing countries and territories⁽¹⁾, and in particular Article 4 thereof,

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

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

Whereas, in respect of terry towelling and similar terry fabrics of cotton, falling within heading No

55.08, the ceiling, calculated as indicated above, should be 43.50 tonnes, and therefore the maximum amount is 21.75 tonnes; whereas on 20 April 1979 the amounts of imports into the Community of the products in question originating in India, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 3157/78 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to India,

HAS ADOPTED THIS REGULATION:

Article 1

As from 7 May 1979, customs duties, suspended in pursuance of Council Regulation (EEC) No 3157/78, shall be re-established in respect of the following products, imported into the Community and originating in India:

CCT heading No	Description
55.08	Terry towelling and similar terry fabrics of cotton

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, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 375, 30. 12. 1978, p. 71.

COMMISSION REGULATION (EEC) No 889/79

of 3 May 1979

re-establishing the levying of customs duties on artificial flowers, foliage or fruit and parts thereof, falling within heading No 67.02 and originating in developing countries, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3156/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3156/78 of 29 December 1978 establishing preferential tariffs in respect of certain products originating in developing countries⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in European units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A to the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1976 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 150 % of that fixed for 1978;

Whereas Article 2 (1) and (3) of that Regulation provides that customs duties may be re-established at any time on imports of the products in question coming from any country or territory, with the exception of those listed in Annex C thereto, once the Community ceiling has been reached;

Whereas, in respect of artificial flowers, foliage or fruit and parts thereof, falling within heading No 67.02, the

ceiling, calculated as indicated above, should be 5 465 000 European units of account; whereas on 20 April 1979 the amounts of imports into the Community of the products in question, originating in countries and territories covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 3156/78 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

As from 7 May 1979, customs duties, suspended in pursuance of Council Regulation (EEC) No 3156/78, shall be re-established in respect of the following products, imported into the Community, coming from any beneficiary country or territory, with the exception of those listed in Annex C to Regulation (EEC) No 3156/78:

CCT heading No	Description
67.02	Artificial flowers, foliage or fruit and parts thereof; articles made of artificial flowers, foliage or fruit

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, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 375, 30. 12. 1978, p. 26.

COMMISSION REGULATION (EEC) No 890/79

of 3 May 1979

re-establishing the levying of customs duties on knives with cutting blades, serrated or not, falling within heading No ex 82.09 and originating in developing countries, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3156/78 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3156/78 of 29 December 1978 establishing preferential tariffs in respect of certain products originating in developing countries⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) of that Regulation provides that customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in European units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A to the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1976 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 150 % of that fixed for 1978;

Whereas Article 2 (1) and (3) of that Regulation provides that customs duties may be re-established at any time on imports of the products in question coming from any country or territory, with the exception of those listed in Annex C thereto, once the Community ceiling has been reached;

Whereas, in respect of knives with cutting blades, serrated or not, falling within heading No ex 82.09,

the ceiling, calculated as indicated above, should be 3 473 000 European units of account; whereas on 20 April 1979 the amounts of imports into the Community of the products in question, originating in countries and territories covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 3156/78 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

As from 7 May 1979, customs duties, suspended in pursuance of Council Regulation (EEC) No 3156/78, shall be re-established in respect of the following products, imported into the Community, coming from any beneficiary country or territory, with the exception of those listed in Annex C to Regulation (EEC) No 3156/78:

CCT heading No	Description
ex 82.09	Knives with cutting blades, serrated or not (including pruning knives), other than knives falling within heading No 82.06

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, 3 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 375, 30. 12. 1978, p. 26.

COMMISSION REGULATION (EEC) No 891/79

of 3 May 1979

fixing the export refunds 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 the first sentence of the fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas Article 2 of Council Regulation No (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and prices for cereals and cereal products on the world market on the other; whereas the same article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

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

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation (EEC) No 2746/75; whereas, furthermore, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture; whereas these quantities were fixed in Regulation No 162/67/EEC⁽⁴⁾, as amended by Regulation (EEC) No 1607/71⁽⁵⁾;

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

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

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

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

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁶⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas it follows from applying the detailed rules set out above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be as set out in the Annex hereto;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1979.

⁽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. 78.

⁽⁴⁾ OJ No 128, 27. 6. 1967, p. 2574/67.

⁽⁵⁾ OJ No L 168, 27. 7. 1971, p. 16.

⁽⁶⁾ OJ No L 84, 4. 4. 1979, p. 1.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 3 May 1979 fixing the export refunds on cereals and on wheat or rye flour, groats and meal

CCT heading No	Description	Refund (ECU/tonne)
10.01 A	Common wheat and meslin :	
	— for exports to :	
	— Zones I, II, III, IV, V, VI and VII a) and b)	0
	— other third countries	70.00
10.01 B	Durum wheat	0
10.02	Rye :	
	— for exports to :	
	— Switzerland, Austria and Liechtenstein	85.00
	— other third countries	97.00
10.03	Barley :	
	— for exports to :	
	— Switzerland, Austria and Liechtenstein	75.00
	— other third countries	0
10.04	Oats	75.00
10.05 B	Maize, other than hybrid maize for sowing	—
10.07 C	Grain sorghum	—
ex 11.01 A	Wheat flour :	
	— of an ash content of 0 to 520	120.00
	— of an ash content of 521 to 600	120.00
	— of an ash content of 601 to 900	108.00
	— of an ash content of 901 to 1 100	108.00
	— of an ash content of 1 101 to 1 650	96.00
	— of an ash content of 1 651 to 1 900	96.00
ex 11.01 B	Rye flour :	
	— of an ash content of 0 to 700	121.00
	— of an ash content of 701 to 1 150	121.00
	— of an ash content of 1 151 to 1 600	121.00
	— of an ash content of 1 601 to 2 000	121.00
11.02 A I a)	Durum wheat groats and meal :	
	— of an ash content of 0 to 950	200.00
	— of an ash content of 951 to 1 300	200.00
	— of an ash content of 1 301 to 1 500	200.00
11.02 A I b)	Common wheat groats and meal :	
	— of an ash content of 0 to 520	120.00

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

COMMISSION REGULATION (EEC) No 892/79

of 3 May 1979

fixing the corrective amount applicable to the refund on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1254/78⁽²⁾, and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

Having regard to Council Regulation (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾,

Having regard to the opinion of the Monetary Committee,

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

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice⁽⁴⁾, as last amended by Regulation (EEC) No 2245/78⁽⁵⁾, made possible the fixing of a corrective amount for certain products listed in Article 1 (c) of Regulation (EEC) No 2727/75;

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

Whereas, pursuant to that Regulation, when the corrective amount is being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and possibilities and conditions for the sale of cereals and cereal products on the world market on the other; whereas the same

Regulation provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of exports and the need to avoid disturbances on the Community market;

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

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

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

Whereas it may be altered in the period between fixings;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts should be calculated on the following basis:

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

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁷⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas it follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto;

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

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

(2) OJ No L 156, 14. 6. 1978, p. 1.

(3) OJ No L 281, 1. 11. 1975, p. 78.

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

(5) OJ No L 273, 29. 9. 1978, p. 1.

(6) OJ No L 131, 22. 5. 1975, p. 15.

(7) OJ No L 84, 4. 4. 1979, p. 1.

HAS ADOPTED THIS REGULATION :

export refunds fixed in advance in respect of cereals shall be as set out in the Annex hereto.

Article 1

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

Article 2

This Regulation shall enter into force on 4 May 1979.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 3 May 1979 fixing the corrective amount applicable to the refund on cereals

(ECU/tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10	6th period 11
10.01 A	Common wheat, and meslin	0	0	— 12·00	— 10·00	— 10·00	—	—
10.01 B	Durum wheat	0	0	0	—	—	—	—
10.02	Rye	0	0	0	0	—	—	—
10.03	Barley	0	0	— 12·00	— 10·00	— 10·00	—	—
10.04	Oats	0	0	0	—	—	—	—
10.05 B	Maize other than hybrid maize for sowing	—	—	—	—	—	—	—
10.07 C	Grain sorghum	—	—	—	—	—	—	—
11.01 A	Common wheat flour	0	0	0	0	0	—	—
11.01 B	Rye flour	0	0	0	0	0	—	—
11.02 A I a)	Durum wheat groats and meal	0	0	0	0	0	—	—
11.02 A I b)	Common wheat groats and meal	0	0	0	0	0	—	—

COMMISSION REGULATION (EEC) No 893/79

of 3 May 1979

fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 1396/78⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1550/78⁽³⁾, as last amended by Regulation (EEC) No 868/79⁽⁴⁾;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁵⁾, laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1550/78 to the information known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies referred to in Article 15 (1) of Regulation (EEC) No 3330/74 shall be, in respect of white sugar and standard quality raw sugar, as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 4 May 1979.

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

Done at Brussels, 3 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 182, 5. 7. 1978, p. 17.

⁽⁴⁾ OJ No L 108, 1. 5. 1979, p. 47.

⁽⁵⁾ OJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 3 April 1979 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)

CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form : A. White sugar ; flavoured or coloured sugar B. Raw sugar	32.24 26.57 ⁽¹⁾

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

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 26 April 1979

**authorizing extension or tacit renewal of certain Trade Agreements concluded
between Member States and third countries**

(79/434/EEC)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to the Council Decision of 16
December 1969 on the progressive standardization of
Agreements concerning commercial relations between
Member States and third countries and on the negotia-
tion of Community Agreements ⁽¹⁾, and in particular
Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas extension or tacit renewal beyond the end of
the transitional period has already and most recently
been authorized in the case of the Agreements and
Protocols listed in the Annex hereto by Decision
78/419/EEC ⁽²⁾;

Whereas the Member States concerned have requested
authorization to extend or renew these Agreements
with a view to avoiding interruption in their commer-
cial relations with the third countries concerned based
on agreement;

Whereas authorization has to be granted only for the
maintenance of trade relations between the Member
States and the third countries concerned, based on
Agreements, pending their replacement by Commu-
nity Agreements to be negotiated; whereas such
authorization would not, therefore, in any way modify

the obligation of the Member States to avoid and,
where appropriate eliminate, any incompatibility
between such Agreements and the provisions of
Community law;

Whereas, furthermore, the provisions of the instru-
ments to be either extended or renewed would not,
during the period under consideration, constitute an
obstacle to the implementation of the common
commercial policy;

Whereas the Member States concerned have declared
that the extension or tacit renewal of these Agree-
ments would prevent neither the opening of Commu-
nity negotiations with the third countries concerned
nor the transfer of the commercial fabric thereof to
Community Agreements, nor would it, during the
period envisaged, hinder the adoption of the measures
necessary to complete the standardization of the
import systems of the Member States;

Whereas, at the conclusion of the consultations
provided for in Article 2 of the Decision of 16
December 1969, it was established, as the aforesaid
declarations by the Member States confirm, that the
provisions of the Agreements to be extended or
renewed would not, during the period envisaged,
constitute an obstacle to the implementation of the
common commercial policy;

Whereas, in these circumstances, the Agreements may
be either extended or tacitly renewed for a limited
period,

⁽¹⁾ OJ No L 326, 29. 12. 1969, p. 39.

⁽²⁾ OJ No L 123, 11. 5. 1978, p. 23.

HAS ADOPTED THIS DECISION :

Article 2

Article 1

This Decision is addressed to the Member States.

Done at Brussels, 26 April 1979.

The Trade Agreements and protocols listed in the Annex hereto between Member States and third countries may be extended or tacitly renewed up to the dates specified in each case in the said Annex.

For the Council

The President

M. d'ORNANO

BILAG — ANHANG — ANNEX — ANNEXE — ALLEGATO — BIJLAGE

Medlemsstat	Tredjeland	Aftalens art og datering	Udløb efter forlængelse
Mitgliedstaat	Drittland	Art und Datum des Abkommens	Ablauf nach Verlängerung
Member State	Third country	Type and date of Agreement	Extended until
État membre	Pays tiers	Nature et date de l'accord	Échéance après prorogation ou reconduction
Stato membro	Paesi terzi	Natura e data dell'accordo	Scadenza dopo il rinnovo
Lid-Staat	Derde land	Aard en datum van het akkoord	Vervaldatum na verlenging
BENELUX	Israël	Accord commercial 29. 8. 1958	31. 8. 1980
	Portugal	Accord commercial 24. 5. 1961	30. 9. 1980
	Philippines	Accord commercial 14. 3. 1976	11. 10. 1980
IRELAND	Portugal	Trade Agreement 6. 2. 1952	31. 12. 1980
	Spain	Trade Agreement 19. 12. 1951	31. 12. 1980
	Switzerland	Trade Agreement 26. 12. 1951	31. 12. 1980
ITALIA	Cuba	Scambio di note 9. 9. 1950	8. 9. 1980
	India	Accordo commerciale e Scambio di lettere 6. 10. 1959	30. 6. 1980
	Libano	Accordo commerciale 4. 11. 1955	10. 9. 1980
	Svezia	Accordo commerciale 18. 12. 1961	31. 10. 1980
	Svizzera	Accordo commerciale 21. 10. 1950	31. 10. 1980
	Yemen	Protocollo addizionale (al trattato d'amicizia e di relazioni economiche del 4. 9. 1937) 5. 10. 1959	31. 12. 1980
DANMARK	Cameroun	Handelsaftale 8. 10. 1962	7. 10. 1980
DEUTSCHLAND	Ekuador	Handelsabkommen 1. 8. 1953	15. 10. 1980
	Kolumbien	Handelsabkommen 9. 11. 1957	10. 11. 1980
UEBL	Mexique	Accord commercial 11. 9. 1950	11. 9. 1980
UNITED KINGDOM	Haiti	Exchange of letters for the establishment of a commercial 'Modus vivendi' 25. 2. 1928	31. 12. 1980
	Iceland	Agreement relating to trade and commerce (with Protocol) 19. 5. 1933	31. 12. 1980
	Norway	Trade Agreement 15. 12. 1950	31. 12. 1980

COMMISSION

COMMISSION DECISION

of 17 April 1979

on the implementation of the reform of agricultural structures in the Netherlands pursuant to Title II of Directive 75/268/EEC

(Only the Dutch text is authentic)

(79/435/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas⁽¹⁾, and in particular Article 13 thereof,

Having regard to Council Directive 75/159/EEC of 17 April 1972 on the modernization of farms⁽²⁾, and in particular Article 18 (3) thereof,

Whereas on 2 February 1979 the Government of the Netherlands notified, pursuant to Article 13 of Directive 75/268/EEC in conjunction with Article 17 (4) of Directive 72/159/EEC, a Decision of the Foundation for the Administration of Agricultural Land of 19 December 1978 on aid to less-favoured areas ;

Whereas under Article 18 (3) of Directive 72/159/EEC and Article 13 of Directive 75/268/EEC, the Commission must decide whether, having regard to the objectives of Directive 75/268/EEC and to the need for a proper connection between the various measures, the laws, regulations and administrative provisions notified comply with that Directive and thus satisfy the conditions for financial contribution by the Community ;

Whereas the abovementioned Decision is consistent with the aims and conditions of Title II of Directive 75/268/EEC ;

Whereas the EAGGF Committee had been consulted on the financial aspects ;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION :

Article 1

The Decision of the Foundation for the Administration of Agricultural Land of 19 December 1978 on aid to less-favoured areas, notified by the Government of the Netherlands, satisfies the conditions for financial contribution by the Community to common measures as referred to in Article 13 of Directive 75/268/EEC and Article 15 of Directive 72/159/EEC.

Article 2

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 17 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 128, 19. 5. 1975, p. 1.

⁽²⁾ OJ No L 96, 23. 4. 1972, p. 1.

COMMISSION DECISION**of 17 April 1979****fixing the minimum selling price for skimmed-milk powder for the 26th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 368/77****(79/436/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular Article 7 (5) thereof,

Whereas, pursuant to Commission Regulation (EEC) No 368/77 of 23 February 1977 on the sale by tender of skimmed-milk powder for use in feed for pigs and poultry⁽³⁾, as last amended by Regulation (EEC) No 419/79⁽⁴⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of skimmed-milk powder held by them;

Whereas Article 11 of that Regulation provides that, in the light of the tenders received in response to each individual invitation to tender, a minimum selling price must be fixed or a decision shall be taken to make no award; whereas the amount of the processing security shall also be fixed taking account of the difference between the market price of skimmed-milk powder and the minimum price fixed;

Whereas, in the light of the tenders received in response to the 26th individual invitation to tender, the minimum selling price should be fixed at the level specified below and the processing security determined accordingly;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁵⁾ laid down the coefficient for

expressing amounts, fixed in units of account, in ECU;

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

HAS ADOPTED THIS DECISION:

Article 1

For the 26th individual invitation to tender under Regulation (EEC) No 368/77, in respect of which the time limit for the submission of tenders was 9 April 1979:

- the minimum selling price shall be fixed at 18.43 ECU per 100 kilograms,
- the processing security shall be fixed at 103.00 ECU per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 52, 24. 2. 1977, p. 19.

⁽⁴⁾ OJ No L 50, 1. 3. 1979, p. 46.

⁽⁵⁾ OJ No L 84, 4. 4. 1979, p. 1.

COMMISSION DECISION

of 17 April 1979

fixing the minimum selling prices for butter for the third individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 262/79

(79/437/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular Article 6 (7) thereof,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream⁽³⁾, as last amended by Regulation (EEC) No 2714/72⁽⁴⁾, and in particular Article 7a thereof,

Whereas, pursuant to Commission Regulation (EEC) No 262/79 of 12 February 1979 on the sale of butter at reduced prices for use in the manufacture of pastry products, ice-cream and other foodstuffs⁽⁵⁾, as amended by Regulation (EEC) No 545/79⁽⁶⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them ;

Whereas Article 16 of that Regulation provides that, in the light of the tenders received, a minimum selling price must be fixed which may vary according to the use to which the butter is to be put and according to the fat content of the butter ; whereas

alternatively a decision may be taken not to proceed with the invitation to tender ; whereas the amounts of the processing security must be fixed in the light of the difference between the minimum selling prices and the market prices of the butter ;

Whereas, in the light of the tenders received in response to the third individual invitation to tender, the minimum selling prices should be fixed at the level specified below and the processing securities determined accordingly ;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁷⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU ;

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

HAS ADOPTED THIS DECISION :

Article 1

For the third individual invitation to tender under Regulation (EEC) No 262/79, in respect of which the time limit for the submission of tenders was 10 April 1979, the minimum selling prices and the processing securities shall be as follows :

Use to which the butter is to be put (Article 4 (1), (2) and (3) of Regulation (EEC) No 262/79)	Fat content of the butter	Minimum selling price (in ECU per 100 kg butter)	Processing security (in ECU per 100 kg butter)
Formula A and/or C	82 % or more	106.00	202.00
	Less than 82 %	103.40	197.07
Formula B	82 % or more	157.00	151.00
	Less than 82 %	—	—

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 169, 18. 7. 1968, p. 1.

⁽⁴⁾ OJ No L 291, 28. 12. 1972, p. 15.

⁽⁵⁾ OJ No L 41, 16. 2. 1979, p. 1.

⁽⁶⁾ OJ No L 72, 23. 3. 1979, p. 16.

⁽⁷⁾ OJ No L 84, 4. 4. 1979, p. 1.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 17 April 1979

fixing the maximum amount of special aid for skimmed-milk powder for the
20th individual invitation to tender issued under Regulation (EEC) No 1844/77

(79/438/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
804/68 of 27 June 1968 on the common organization
of the market in milk and milk products⁽¹⁾, as last
amended by Regulation (EEC) No 1761/78⁽²⁾, and in
particular Article 10 (3) thereof,

Whereas, pursuant to Commission Regulation (EEC)
No 1844/77 of 10 August 1977 on the granting by
tender of special aid for skimmed-milk powder
intended as feed for animals other than young
calves⁽³⁾, as amended by Regulation (EEC) No
1055/78⁽⁴⁾, the intervention agencies have opened a
standing invitation to tender for the amount of this
special aid;

Whereas, according to Article 6 of the said Regula-
tion, for each individual invitation to tender a
maximum amount of aid shall be fixed or a decision
shall be taken not to proceed with the tender;

Whereas, account being taken of the minimum price
valid pursuant to Regulation (EEC) No 368/77 for the
individual invitation to tender of the month
concerned, of the situation on the skimmed milk and
soya markets and of the quantities offered, a
maximum amount of special aid for the 20th indi-
vidual invitation to tender shall be fixed at the level
specified below;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979⁽⁵⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU;

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

HAS ADOPTED THIS DECISION:

Article 1

For the 20th individual invitation to tender under
Regulation (EEC) No 1844/77, in respect of which the
time limit for the submission of tenders was 9 April
1979, the maximum amount of special aid shall be
fixed at 93.70 ECU per 100 kilograms of skimmed-
milk powder.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 205, 11. 8. 1977, p. 11.

⁽⁴⁾ OJ No L 134, 22. 5. 1978, p. 44.

⁽⁵⁾ OJ No L 84, 4. 4. 1979, p. 1.

COMMISSION DECISION

of 18 April 1979

authorizing the Federal Republic of Germany not to apply Community treatment to women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, cotton or man-made textile fibres, falling within subheading ex 60.05 A II and ex 61.02 B of the Common Customs Tariff (NIMEXE codes 60.05-41, 42, 43, 44 ; 61.02-48, 52, 53, 54) (category 26), originating in Romania and in free circulation in the other Member States

(Only the German text is authentic)

(79/439/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 9 April 1979 by the German Government to the Commission of the European Communities, for authorization not to apply Community treatment to women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, cotton or man-made textile fibres, falling within subheadings ex 60.05 A II and ex 61.02 B of the Common Customs Tariff (NIMEXE codes 60.05-41, 42, 43, 44 ; 61.02-48, 52, 53, 54) (category 26), originating in Romania and in free circulation in the other Member States,

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

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

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

Whereas it appears from the application submitted that there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment ;

Whereas further indirect imports, in addition to those already made or proposed, would be likely to aggravate these difficulties and to jeopardize the efficiency of the commercial measures concerned ;

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

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions laid down in Commission Decision 71/202/EEC of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof ;

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

HAS ADOPTED THIS DECISION :

Article 1

The Federal Republic of Germany is authorized not to apply Community treatment to the products indicated below, where they originate in Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 6 April 1979 :

CCT heading No	Description
ex 60.05 A II and ex 61.02 B (NIMEXE codes 60.05-41, 42, 43, 44 ; 61.02-48, 52, 53, 54) (category 26)	Women's, girls' and infants' (other than babies') woven and knitted or crocheted dresses, of wool, cotton or man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise in the Federal Republic of Germany for the

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

importation of these products from Romania or until
30 September 1979, whichever is the earlier.

Done at Brussels, 18 April 1979.

Article 3

This Decision is addressed to the Federal Republic of
Germany.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION

of 18 April 1979

fixing the maximum amount of the export refund for the 87th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77

(79/440/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas Commission Regulation (EEC) No 1634/77 of 19 July 1977 on a standing invitation to tender to determine export refunds for white sugar⁽³⁾, as last amended by Regulation (EEC) No 519/79⁽⁴⁾, requires partial invitations to tender to be issued for the export of this sugar;

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

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

Whereas, following an examination of the tenders submitted in response to the 87th partial invitation to tender, the provisions set out in Article 1 should be adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 87th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 is hereby fixed at 31.372 ECU per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 18 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 181, 21. 7. 1977, p. 35.

⁽⁴⁾ OJ No L 69, 16. 3. 1979, p. 13.

⁽⁵⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁶⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION

of 18 April 1979

fixing the maximum amount of the export refund for the 63rd partial invitation
to tender for raw beet sugar issued under Regulation (EEC) No 1790/77

(79/441/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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

Whereas Commission Regulation (EEC) No 1790/77
of 2 August 1977 on a standing invitation to tender to
determine export refunds for raw beet sugar⁽³⁾, as last
amended by Regulation (EEC) No 519/79⁽⁴⁾, requires
partial invitations to tender to be issued for the export
of this sugar;

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

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

Whereas, following an examination of the tenders
submitted in response to the 63rd partial invitation to
tender, the provisions set out in Article 1 should be
adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the
63rd partial invitation to tender for raw beet sugar
issued under Regulation (EEC) No 1790/77 is hereby
fixed at 27.560 ECU per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 18 April 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 197, 4. 8. 1977, p. 11.

⁽⁴⁾ OJ No L 69, 16. 3. 1979, p. 13.

⁽⁵⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁶⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION

of 19 April 1979

fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EEC) No 2963/78

(79/442/EEC)

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 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds⁽³⁾, and in particular Article 5 thereof,

Whereas an invitation to tender for the export refund on common wheat was issued under Commission Regulation (EEC) No 2963/78⁽⁴⁾;

Whereas, pursuant to Article 5 of Commission Regulation (EEC) No 279/75⁽⁵⁾, as amended by Regulation (EEC) No 2944/78⁽⁶⁾, the Commission, acting under the procedure laid down in Article 26 of Regulation (EEC) No 2727/75, may decide to fix a maximum export refund; whereas in fixing this maximum the criteria provided for in Articles 2 and 3 of Regulation (EEC) No 2746/75 must be taken into account; whereas a contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on common wheat to be exported pursuant to the invitation to tender for the export of common wheat issued in Regulation (EEC) No 2963/78 is hereby fixed on the basis of the tenders submitted by 19 April 1979 at 85.00 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 19 April 1979.

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 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 352, 16. 12. 1978, p. 24.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 351, 15. 12. 1978, p. 16.

COMMISSION DECISION**of 19 April 1979****fixing the maximum export refund on barley in connection with the invitation
to tender issued in Regulation (EEC) No 2964/78**

(79/443/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾,

Having regard to Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general
rules for granting export refunds on cereals and
criteria for fixing the amount of such refunds⁽³⁾, and
in particular Article 5 thereof,

Whereas an invitation to tender for the export refund
on barley was issued under Commission Regulation
(EEC) No 2964/78⁽⁴⁾;

Whereas, pursuant to Article 5 of Commission Regula-
tion (EEC) No 279/75⁽⁵⁾, as amended by Regulation
(EEC) No 2944/78⁽⁶⁾, the Commission, acting under
the procedure laid down in Article 26 of Regulation
(EEC) No 2727/75, may decide to fix a maximum
export refund; whereas in fixing this maximum the
criteria provided for in Articles 2 and 3 of Regulation
(EEC) No 2746/75 must be taken into account;
whereas a contract is awarded to any tenderer whose
tender is equal to or less than the maximum export
refund;

Whereas the application of the abovementioned
criteria to the current market situation for the cereal
in question results in the maximum export refund
being fixed at the amount specified in Article 1;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on barley to be exported
pursuant to the invitation to tender for the export of
barley issued in Regulation (EEC) No 2964/78 is
hereby fixed on the basis of the tenders submitted by
19 April 1979 at 101.00 ECU per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 19 April 1979.

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 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 352, 16. 12. 1978, p. 26.

⁽⁵⁾ OJ No L 31, 5. 2. 1975, p. 8.

⁽⁶⁾ OJ No L 351, 15. 12. 1978, p. 16.

CORRIGENDA

Corrigendum to Commission Regulation (EEC) No 834/79 of 26 April 1979 altering the monetary compensatory amounts

(Official Journal of the European Communities No L 107 of 30 April 1979)

Page 32, Annex V, 'Pigmeat', CCT subheading 02.06 B I b) 5 bb), column 'United Kingdom':
for: '25,837',
read: '25,827'.
