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## Legislation

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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.  
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## I

*(Acts whose publication is obligatory)*

**COUNCIL REGULATION (EEC) No 2377/79**

**of 29 October 1979**

**laying down special measures in respect of olive oil producer organizations for the 1979/80 marketing year**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the common organization of the market in oils and fats<sup>(1)</sup>, as last amended by Regulation (EEC) No 590/79<sup>(2)</sup>, and in particular Article 36 thereof,

Having regard to the proposal from the Commission,

Whereas, because of delays in implementing the system laid down in Council Regulation (EEC) No 1360/78 of 19 June 1978 on producer groups and associations thereof<sup>(3)</sup>, Council Regulation (EEC) No 2752/78<sup>(4)</sup> adopted for the 1978/79 marketing year special measures in respect of organizations of olive oil producers;

Whereas the reasons for the adoption of these special measures still exist; whereas it is impossible for recognition of groups of olive growers under Regulation (EEC) No 1360/78 to take place within the next few months; whereas the special measures laid down by Regulation (EEC) No 2752/78 should therefore be retained, with certain adjustments, for the coming year,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. By way of derogation from the first subparagraph of Article 5 (2) of Regulation No 136/66/EEC, during

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

<sup>(3)</sup> OJ No L 166, 23. 6. 1978, p. 1.

<sup>(4)</sup> OJ No L 331, 28. 11. 1978, p. 8.

the 1979/80 marketing year production aid shall also be granted, on the basis of the quantity of olive oil produced, to olive growers who are members of a producer organization set up before 15 November 1979 which meets the following conditions:

- their composition shall comply with Article 5 (1) and (2) of Regulation (EEC) No 1360/78,
- they shall be capable of verifying the olive and olive oil production of a percentage of their members, to be determined; where they have an olive oil mill, they shall be capable of verifying the entire production of that mill,
- they shall be empowered to submit an application for production aid for all their member growers,
- they shall be empowered to receive the aid and allocate to each member the share due to him,
- they shall have a minimum number of members or obtain a minimum volume of oil production,
- they shall exclude, as regards the whole range of their activities, any discrimination between potential member producers based in particular on nationality or place of establishment.

2. The producer organizations concerned shall, not later than 30 November 1979, submit an application to the competent authorities of the Member State concerned for verification that the conditions set out in paragraph 1 have been met.

The Member State shall:

- take a decision on the application within one month of its submission,
- notify the Commission and the producer organizations concerned of its decision within 15 days.

3. Producer organizations set up during the 1978/79 marketing year under Regulation (EEC) No 2752/78 shall continue to benefit from the aid arrangements provided for in paragraph 1.

Such producer organizations shall, before 20 November 1979, inform the competent authority of the Member State concerned of any amendment to their structure which may have taken place since they were recognized.

The Member State concerned shall:

- on the basis of this information, verify whether the conditions set out in paragraph 1 continue to be met,
- notify, by no later than 30 November 1979, the Commission and the organizations concerned of the outcome of these verifications.

4. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC.

#### *Article 2*

1. The producer organizations referred to in Article 1 may retain a percentage, to be determined, of the amount of the production aid paid to them. This percentage is to cover the costs generated by the activities of the producer organizations arising under Article 1 (1).

2. Detailed rules for the application of paragraph 1 shall be adopted in accordance with the procedure laid down in Article 38 of Regulation No 136/66/EEC.

#### *Article 3*

Articles 5 (3), 12 (1) and 20d (2) of Regulation No 136/66/EEC shall apply to the producer organizations specified in Article 1 of this Regulation.

#### *Article 4*

This Regulation shall enter into force on 1 November 1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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**COUNCIL REGULATION (EEC) No 2378/79****of 29 October 1979****amending Regulation (EEC) No 2753/78 laying down general rules in respect of  
production aid for olive oil**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation No 136/66/EEC  
of 22 September 1966 on the establishment of a  
common organization of the market in oils and  
fats<sup>(1)</sup>, as last amended by Regulation (EEC) No  
590/79<sup>(2)</sup>, and in particular Article 5 (4) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 2753/78<sup>(3)</sup>, as  
amended by Regulation (EEC) No 982/79<sup>(4)</sup>, laid  
down for the 1978/79 marketing year general rules in  
respect of production aid for olive oil; whereas it is  
appropriate to retain these general rules for the  
1979/80 marketing year;

Whereas it is advisable that producer organizations  
should, in order to be able to check their members'  
actual production, be able to demand the production  
of all necessary supporting documents; whereas, if  
there is any doubt regarding the quantity involved in  
the application for aid, it should be laid down that the  
organizations should themselves define such quantity  
in accordance with set criteria,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC) No 2753/78 is amended as follows:

1. In the title and in Article 1, 'for the 1978/79  
marketing year' is replaced by 'for the 1978/79 and  
1979/80 marketing years'.

2. The following Article is inserted:

*'Article 5a*

For the purpose of the checks provided for in  
Article 5, producer organizations may require their  
members to produce all supporting documents  
necessary for the purpose of determining their  
olive and oil production.

If it cannot be established from an examination of  
the supporting documents referred to in the first  
paragraph that it was actually possible to achieve  
the volume of production declared by one of its  
members, the producer organization shall, in the  
case of that particular olive grower, determine the  
quantity in respect of which the aid is applied for,  
on the basis of the information given in the crop  
declaration and of the figures for olive and oil  
yields referred to in Article 11 and relating to the  
production zone concerned.'

3. In Article 11, '30 April 1979' is replaced by '31  
May 1980'.

*Article 2*

This Regulation shall enter into force on 1 November  
1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

<sup>(3)</sup> OJ No L 331, 28. 11. 1978, p. 11.

<sup>(4)</sup> OJ No L 122, 18. 5. 1979, p. 31.

**COUNCIL REGULATION (EEC) No 2379/79**  
**of 29 October 1979**

**fixing for the 1979/80 marketing year the representative market price and the threshold price for olive oil and the percentage of the consumption aid intended to promote the consumption of olive oil**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats<sup>(1)</sup>, as last amended by Regulation (EEC) No 590/79<sup>(2)</sup>, and in particular the second subparagraph of Article 4 (4) and Article 11 (3) thereof,

Having regard to the proposal from the Commission,

Whereas the representative market price should be fixed in accordance with the criteria laid down in Articles 7 and 10 of Regulation No 136/66/EEC;

Whereas the threshold price should be fixed in such a way that the selling price for the imported product at the frontier crossing point fixed in application of Article 9 of Regulation No 136/66/EEC is the same as the representative market price, account being taken of the effect of the measures referred to in Article 11 (3) of the above Regulation;

Whereas it follows from the application of these criteria that the representative market price and the threshold price should be fixed at the levels given in Article 1 of this Regulation;

Whereas under Article 11 (3) of Regulation No 136/66/EEC a certain percentage of the consumption aid should be used each olive oil marketing year to finance measures to promote the consumption of olive oil in the Community; whereas this percentage should be fixed for the 1979/80 marketing year,

HAS ADOPTED THIS REGULATION:

*Article 1*

For the 1979/80 marketing year, the representative market price and the threshold price for olive oil shall be fixed as follows:

- representative market price: 147.00 ECU per 100 kilograms,
- threshold price: 144.96 ECU per 100 kilograms.

*Article 2*

For the 1979/80 marketing year, the percentage of the consumption aid to be allocated for the campaigns and projects referred to in Article 11 (3) of Regulation No 136/66/EEC is fixed at 4.5 %.

*Article 3*

This Regulation shall enter into force on 1 November 1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

**COUNCIL REGULATION (EEC) No 2380/79**

of 29 October 1979

**amending Regulation (EEC) No 3089/78 laying down general rules in respect of aid for the consumption of olive oil**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats<sup>(1)</sup>, as last amended by Regulation (EEC) No 590/79<sup>(2)</sup>, and in particular Article 11 (4) thereof,

Having regard to the proposal from the Commission,

Whereas, under Article 9 of Council Regulation (EEC) No 3089/78 of 19 December 1978 laying down general rules in respect of aid for the consumption of olive oil<sup>(3)</sup>, the amount of the security applicable to olive oil imported in bulk or in packages of a certain capacity shall be equal to the part of the consumption aid which would be paid to the packaging plants for the same quantity of olive oil produced in the Community and which would obtain if the oil were released into free circulation ;

Whereas, in the event of a substantial alteration in the consumption aid, the risk exists that operators will gain an undue benefit from the application of the security system referred to above ; whereas, in order to avoid this difficulty, it should be possible, once the alteration in the aid has been decided on, to adjust the amount of the security to take account of that alteration ;

Whereas, in view of the increase in the aid applicable as from 1 November 1979, the abovementioned risk has, in practice, occurred during the last two weeks preceding the end of the marketing year ; whereas it is necessary, therefore, that the adjustment of the security should come into effect as from the date on which speculative activity could take place ; whereas, moreover, the operators concerned have been informed in good time of the measures envisaged,

HAS ADOPTED THIS REGULATION :

*Article 1*

The following subparagraph is added to Article 9 (1) of Regulation (EEC) No 3089/78 :

'However, in the event of a decision entailing a substantial alteration in the consumption aid, the Commission may adjust, as from the date of that decision, the amount of the security to take account of the alteration in question.'

*Article 2*

This Regulation shall enter into force on 1 November 1979.

It shall apply as from 22 October 1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

<sup>(3)</sup> OJ No L 369, 29. 12. 1978, p. 12.

**COUNCIL REGULATION (EEC) No 2381/79****of 29 October 1979****on the standard amount for unprocessed olive oil produced entirely in Greece  
and transported direct from that country into the Community**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
2749/78 of 23 November 1978 on trade in oils and  
fats between the Community and Greece<sup>(1)</sup>, and in  
particular Article 3 (3) thereof,

Having regard to the proposal from the Commission,

Whereas, in anticipation of the harmonization of agri-  
cultural policies, trade in olive oil between the  
Community and Greece should be developed, taking  
account of the availability of olive oil on the Greek  
market and on the Community market and of  
marketing possibilities for this product;

Whereas the standard amount must be based both on  
the present volume of trade between the Community  
and Greece and on the future prospects of both  
markets;

Whereas the standard amount must be fixed at a suffi-  
ciently high level to ensure a preferential position for  
Greek oils on the Community market compared with  
those from third countries; whereas, however, this  
amount must be set at such a level that it does not

prejudice the realization of the representative market  
price for Community production;

Whereas the standard amount, as established for the  
years during which prices on the Greek market have  
made it possible to export oil from Greece to the  
Community, has ensured that this preference exists  
without creating difficulties for the marketing of  
Community production; whereas the level of this  
amount should consequently remain unchanged for  
the 1979/80 marketing year;

Whereas Greece has been consulted pursuant to  
Article 3 (3) of Regulation (EEC) No 2749/78,

HAS ADOPTED THIS REGULATION:

*Article 1*

For the 1979/80 marketing year, the standard amount  
referred to in Article 3 (1) of Regulation (EEC) No  
2749/78 shall be 0.6 ECU per 100 kilograms of  
imported product.

*Article 2*

This Regulation shall enter into force on 1 November  
1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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<sup>(1)</sup> OJ No L 331, 28. 11. 1978, p. 1.

**COUNCIL REGULATION (EEC) No 2382/79****of 29 October 1979****amending Regulation No 724/67/EEC as regards the disposal of oil seeds bought  
in by intervention agencies**

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation No 136/66/EEC  
of 22 September 1966 on the establishment of a  
common organization of the market in oils and  
fats<sup>(1)</sup>, as last amended by Regulation (EEC) No  
590/79<sup>(2)</sup>, and in particular Article 26 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation No 724/67/EEC<sup>(3)</sup>, as amended  
by Regulation (EEC) No 986/73<sup>(4)</sup>, provides that the  
sale of colza, rape and sunflower seed held by the  
intervention agency should be carried out by  
tendering procedure; whereas, however, certain parti-  
cular situations may make it advisable that procedures  
other than tendering be implemented,

HAS ADOPTED THIS REGULATION:

*Article 1*

The following Article shall be inserted in Regulation  
No 724/67/EEC:

*Article 2a*

If particular situations so require, the sale of oil  
seeds held by the intervention agency may be  
carried out using a sales method other than that  
provided for in Article 2.'

*Article 2*

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

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

<sup>(3)</sup> OJ No 252, 19. 10. 1967, p. 10.

<sup>(4)</sup> OJ No L 99, 13. 4. 1973, p. 4.

## COUNCIL REGULATION (EEC) No 2383/79

of 29 October 1979

amending Regulation (EEC) No 358/79 on sparkling wines produced in the Community and defined in Item 13 of Annex II to Regulation (EEC) No 337/79

THE COUNCIL OF THE EUROPEAN  
COMMUNITIES,

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

Having regard to the proposal from the Commis-  
sion <sup>(1)</sup>,

Having regard to the opinion of the European Parlia-  
ment <sup>(2)</sup>,

Whereas the manufacture of quality sparkling wines  
of aromatic type is permitted only from the varieties  
of vine listed in the Annex to Regulation (EEC) No  
358/79 <sup>(3)</sup>; whereas the said list fails to include two  
varieties of vine traditionally used for the production  
of certain quality sparkling wines; whereas the said  
list should accordingly be supplemented by mention  
of the varieties Brachetto N and Freisa N,

HAS ADOPTED THIS REGULATION :

*Article 1*

The Annex to Regulation (EEC) No 358/79 is  
replaced by the following Annex :

*ANNEX*

List of the varieties of vine from which  
quality sparkling wines of the aromatic type  
may be obtained

Aleatico N  
Brachetto N  
Clairette  
Freisa N  
Gewürztraminer  
Girò N  
Huxelrebe  
Malvasia (all)  
Monica N  
Mauzac blanc and rosé  
Muscats (all)  
Perle  
Prosecco  
Scheurebe.

*Article 2*

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

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

<sup>(1)</sup> OJ No C 196, 3. 8. 1979, p. 8.

<sup>(2)</sup> OJ No C 266, 22. 10. 1979, p. 51.

<sup>(3)</sup> OJ No L 54, 5. 3. 1979, p. 130.

## COUNCIL REGULATION (EEC) No 2384/79

of 29 October 1979

amending both the Common Customs Tariff in respect of wines and Annex V to Regulation (EEC) No 337/79 on the common organization of the market in wine

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission <sup>(1)</sup>,

Having regard to the opinion of the European Parliament <sup>(2)</sup>,

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979 on the impact of the European monetary system on the common agricultural policy <sup>(3)</sup> provides that amounts fixed in units of account for the purposes of the common agricultural policy shall be expressed in ECU; whereas the customs duties for wines falling within subheading 22.05 C of the Common Customs Tariff are elements of the common price level for imported wines; whereas the customs duties should be expressed in ECU and the exchange rate to be applied for conversion into national currency should be that applicable under the common agricultural policy; whereas Council Regula-

tion (EEC) No 950/68 of 28 June 1968 on the Common Customs Tariff <sup>(4)</sup>, as last amended by Regulation (EEC) No 882/79 <sup>(5)</sup>, should accordingly be amended; whereas the conversion into ECU of the units of account in which the customs duties are fixed should be effected by means of a coefficient of 1.208953; whereas, for practical reasons, the result obtained should be rounded off;

Whereas Annex V to Council Regulation (EEC) No 337/79 of 5 February 1979 on the common organization of the market in wine <sup>(6)</sup>, as amended by Regulation (EEC) No 1303/79 <sup>(7)</sup>, amends the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

## Article 1

Subheading 22.05 C of both the Annex headed 'Common Customs Tariff' to Regulation (EEC) No 950/68 and Annex V to Regulation (EEC) No 337/79 is hereby replaced by the following:

| Heading number | Description                                                                                                                                                                                                                                                 | Rate of duty                                                                             |                                                                  |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------|------------------------------------------------------------------|
|                |                                                                                                                                                                                                                                                             | Autonomous % or levy (L)                                                                 | Conventional %                                                   |
| 1              | 2                                                                                                                                                                                                                                                           | 3                                                                                        | 4                                                                |
| 22.05          | Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol:<br><br>C. Other:<br>I. Of an actual alcoholic strength by volume not exceeding 13 % vol, in containers holding:<br>a) Two litres or less<br>b) More than two litres | <br><br><br><br><br><br><br><br><br><br>14.5 ECU per hl (a)(b)<br>10.9 ECU per hl (a)(b) | <br><br><br><br><br><br><br><br><br><br>—<br>10.9 ECU per hl (b) |

(a) In certain conditions a countervailing tax is provided for in respect of certain products in addition to the customs duty.

(b) The exchange rate to be applied in converting into national currencies the ECU in which the customs duty is expressed shall, notwithstanding General Rule C3 contained in Part I, Section I, be the representative rate applicable to wine, if such a rate is fixed for the purpose of the common agricultural policy.

<sup>(1)</sup> OJ No C 196, 3. 8. 1979, p. 5.

<sup>(2)</sup> OJ No C 266, 22. 10. 1979, p. 51.

<sup>(3)</sup> OJ No L 84, 4. 4. 1979, p. 1.

<sup>(4)</sup> OJ No L 172, 22. 7. 1968, p. 1.

<sup>(5)</sup> OJ No L 111, 4. 5. 1979, p. 14.

<sup>(6)</sup> OJ No L 54, 5. 3. 1979, p. 1.

<sup>(7)</sup> OJ No L 162, 30. 6. 1979, p. 28.

| Heading Number    | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Rate of duty                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                         |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Autonomous % or levy (L)                                                                                                                                                                                                                                                                                                                                                                                                                                            | Conventional %                                                                                                                                                                                                                                          |
| 1                 | 2                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 3                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 4                                                                                                                                                                                                                                                       |
| 22.05<br>(cont'd) | <p>II. Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15 % vol, in containers holding :</p> <p>a) Two litres or less</p> <p>b) More than two litres</p> <p>III. Of an actual alcoholic strength by volume exceeding 15 % vol but not exceeding 18 % vol, in containers holding :</p> <p>a) Two litres or less :</p> <p>1. Port, Madeira, sherry, Tokay (Aszu and Szamorodni) and Setubal muscatel (c)</p> <p>2. Other</p> <p>b) More than two litres :</p> <p>1. Port, Madeira, sherry and Setubal muscatel (c)</p> <p>2. Tokay (Aszu and Szamorodni) (c)</p> <p>3. Other</p> <p>IV. Of an actual alcoholic strength by volume exceeding 18 % vol but not exceeding 22 % vol, in containers holding :</p> <p>a) Two litres or less :</p> <p>1. Port, Madeira, sherry, Tokay (Aszu and Szamorodni) and Setubal muscatel (c)</p> <p>2. Other</p> <p>b) More than two litres :</p> <p>1. Port, Madeira, sherry and Setubal muscatel (c)</p> <p>2. Tokay (Aszu and Szamorodni) (c)</p> <p>3. Other</p> <p>V. Of an actual alcoholic strength by volume exceeding 22 % vol, in containers holding :</p> <p>a) Two litres or less</p> <p>b) More than two litres</p> | <p>16.9 ECU per hl (a) (b)</p> <p>13.3 ECU per hl (a) (b)</p> <p>18.1 ECU per hl (b)</p> <p>20.6 ECU per hl (a) (b)</p> <p>14.5 ECU per hl (b)</p> <p>14.5 ECU per hl (b)</p> <p>16.9 ECU per hl (a) (b)</p> <p>19.3 ECU per hl (b)</p> <p>23 ECU per hl (a) (b)</p> <p>15.7 ECU per hl (b)</p> <p>15.7 ECU per hl (b)</p> <p>23 ECU per hl (a) (b)</p> <p>1.93 ECU per hl and per % vol + 12.1 ECU per hl (a) (b)</p> <p>1.93 ECU per hl and per % vol (a) (b)</p> | <p>—</p> <p>13.3 ECU per hl (b)</p> <p>16.3 ECU per hl (b)</p> <p>—</p> <p>13.3 ECU per hl (b)</p> <p>—</p> <p>—</p> <p>17.5 ECU per hl (b)</p> <p>23 ECU per hl (b)</p> <p>14.5 ECU per hl (b)</p> <p>—</p> <p>23 ECU per hl (b)</p> <p>—</p> <p>—</p> |

(a) In certain conditions a countervailing tax is provided for in respect of certain products in addition to the customs duty.

(b) The exchange rate to be applied in converting into national currencies the ECU in which the customs duty is expressed shall, notwithstanding General Rule C3 contained in Part I, Section I, be the representative rate applicable to wine, if such a rate is fixed for the purpose of the common agricultural policy.

(c) Entry under this subheading is subject to conditions to be determined by the competent authorities.

*Article 2*

This Regulation shall enter into force on 16 December 1979.

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

Done at Luxembourg, 29 October 1979.

*For the Council*

*The President*

B. LENIHAN

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**COMMISSION REGULATION (EEC) No 2385/79**  
**of 30 October 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<sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1547/79<sup>(2)</sup>, 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 1658/79<sup>(3)</sup> and subsequent amending  
Regulations ;

Whereas it follows from applying the detailed rules  
contained in Regulation (EEC) No 1658/79 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 31 October  
1979.

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

Done at Brussels, 30 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 193, 1. 8. 1979, p. 5.

## ANNEX

to the Commission Regulation of 30 October 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                  | 74.46                               |
| 10.01 B        | Durum wheat                               | 97.31 <sup>(1)</sup> <sup>(5)</sup> |
| 10.02          | Rye                                       | 49.80 <sup>(6)</sup>                |
| 10.03          | Barley                                    | 60.61                               |
| 10.04          | Oats                                      | 68.97                               |
| 10.05 B        | Maize, other than hybrid maize for sowing | 84.15 <sup>(2)</sup> <sup>(3)</sup> |
| 10.07 A        | Buckwheat                                 | 0                                   |
| 10.07 B        | Millet                                    | 40.28 <sup>(4)</sup>                |
| 10.07 C        | Grain sorghum                             | 77.28 <sup>(4)</sup>                |
| 10.07 D        | Canary seed ; other cereals               | 0 <sup>(5)</sup>                    |
| 11.01 A        | Wheat or meslin flour                     | 117.63                              |
| 11.01 B        | Rye flour                                 | 84.10                               |
| 11.02 A I a)   | Durum wheat groats and meal               | 163.94                              |
| 11.02 A I b)   | Common wheat groats and meal              | 126.60                              |

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

<sup>(2)</sup> 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.

<sup>(3)</sup> Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.81 ECU/tonne.

<sup>(4)</sup> Where millet and sorghum originating in the ACP or OCT is imported into the Community the levy is reduced by 50 %.

<sup>(5)</sup> 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.

<sup>(6)</sup> 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 2386/79  
of 30 October 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 <sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1547/79 <sup>(2)</sup>, 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  
1659/79 <sup>(3)</sup> and subsequent amending Regulations ;

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

force, which are to be added to the levies, should be  
altered 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 31 October  
1979.

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

Done at Brussels, 30 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 193, 1. 8. 1979, p. 7.

## ANNEX

to the Commission Regulation of 30 October 1979 fixing the premiums to be added to the  
import levies on cereals, flour and malt

## A. Cereals and flour

(ECU/tonne)

| CCT<br>heading<br>No | Description                               | Current<br>10 | 1st period<br>11 | 2nd period<br>12 | 3rd period<br>1 |
|----------------------|-------------------------------------------|---------------|------------------|------------------|-----------------|
| 10.01 A              | Common wheat, and meslin                  | 0             | 0                | 0                | 0               |
| 10.01 B              | Durum wheat                               | 0             | 0                | 0                | 0               |
| 10.02                | Rye                                       | 0             | 0                | 0                | 0               |
| 10.03                | Barley                                    | 0             | 0                | 0                | 0               |
| 10.04                | Oats                                      | 0             | 0                | 0                | 0               |
| 10.05 B              | Maize, other than hybrid maize for sowing | 0             | 0                | 0                | 0               |
| 10.07 A              | Buckwheat                                 | 0             | 0                | 0                | 0               |
| 10.07 B              | Millet                                    | 0             | 0                | 0                | 0               |
| 10.07 C              | Grain sorghum                             | 0             | 0                | 0                | 0               |
| 10.07 D              | Other cereals                             | 0             | 0                | 0                | 0               |
| 11.01 A              | Wheat or meslin flour                     | 0             | 0                | 0                | 0               |

## B. Malt

(ECU/tonne)

| CCT<br>heading<br>No | Description                                                                          | Current<br>10 | 1st period<br>11 | 2nd period<br>12 | 3rd period<br>1 | 4th period<br>2 |
|----------------------|--------------------------------------------------------------------------------------|---------------|------------------|------------------|-----------------|-----------------|
| 11.07 A I (a)        | Unroasted malt, obtained from wheat, in the form of flour                            | 0             | 0                | 0                | 0               | 0               |
| 11.07 A I (b)        | Unroasted malt, obtained from wheat, other than in the form of flour                 | 0             | 0                | 0                | 0               | 0               |
| 11.07 A II (a)       | Unroasted malt, other than that obtained from wheat, in the form of flour            | 0             | 0                | 0                | 0               | 0               |
| 11.07 A II (b)       | Unroasted malt, other than that obtained from wheat, other than in the form of flour | 0             | 0                | 0                | 0               | 0               |
| 11.07 B              | Roasted malt                                                                         | 0             | 0                | 0                | 0               | 0               |

**COMMISSION REGULATION (EEC) No 2387/79**  
**of 30 October 1979**  
**fixing the import levies on milk and milk products**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation (EEC) No  
804/68 of 27 June 1968 on the common organization  
of the market in milk and milk products<sup>(1)</sup>, as last  
amended by Regulation (EEC) No 1761/78<sup>(2)</sup>, and in  
particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products  
were fixed by Regulation (EEC) No 1364/79<sup>(3)</sup>, as last  
amended by Regulation (EEC) No 2242/79<sup>(4)</sup>;

Whereas it follows from applying the detailed rules  
contained in Regulation (EEC) No 1364/79 to the

prices 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 14 (2) of Regu-  
lation (EEC) No 804/68 shall be as set out in the  
Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 November  
1979.

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

Done at Brussels, 30 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 204, 28. 7. 1978, p. 6.

<sup>(3)</sup> OJ No L 163, 2. 7. 1979, p. 25.

<sup>(4)</sup> OJ No L 258, 13. 10. 1979, p. 5.

## ANNEX

to the Commission Regulation of 30 October 1979 fixing the import levies on milk and milk products

(ECU /100 kg net weight, unless otherwise indicated)

| CCT heading No          | Code | Import levy                   |
|-------------------------|------|-------------------------------|
| 04.01 A I a)            | 0110 | 25.28                         |
| 04.01 A I b)            | 0120 | 22.87                         |
| 04.01 A II a) 1         | 0130 | 22.87                         |
| 04.01 A II a) 2         | 0140 | 28.55                         |
| 04.01 A II b) 1         | 0150 | 21.66                         |
| 04.01 A II b) 2         | 0160 | 27.34                         |
| 04.01 B I               | 0200 | 62.01                         |
| 04.01 B II              | 0300 | 131.17                        |
| 04.01 B II <sub>1</sub> | 0400 | 202.72                        |
| 04.02 A I               | 0500 | 14.26                         |
| 04.02 A II a) 1         | 0620 | 98.83                         |
| 04.02 A II a) 2         | 0720 | 158.40                        |
| 04.02 A II a) 3         | 0820 | 160.82                        |
| 04.02 A II a) 4         | 0920 | 172.05                        |
| 04.02 A II b) 1         | 1020 | 91.58                         |
| 04.02 A II b) 2         | 1120 | 151.15                        |
| 04.02 A II b) 3         | 1220 | 153.57                        |
| 04.02 A II b) 4         | 1320 | 164.80                        |
| 04.02 A III a) 1        | 1420 | 23.97                         |
| 04.02 A III a) 2        | 1520 | 32.36                         |
| 04.02 A III b) 1        | 1620 | 131.17                        |
| 04.02 A III b) 2        | 1720 | 202.72                        |
| 04.02 B I a)            | 1820 | 36.27                         |
| 04.02 B I b) 1 aa)      | 2220 | per kg 0.9158 <sup>(9)</sup>  |
| 04.02 B I b) 1 bb)      | 2320 | per kg 1.5115 <sup>(9)</sup>  |
| 04.02 B I b) 1 cc)      | 2420 | per kg 1.6480 <sup>(9)</sup>  |
| 04.02 B I b) 2 aa)      | 2520 | per kg 0.9158 <sup>(10)</sup> |
| 04.02 B I b) 2 bb)      | 2620 | per kg 1.5115 <sup>(10)</sup> |
| 04.02 B I b) 2 cc)      | 2720 | per kg 1.6480 <sup>(10)</sup> |
| 04.02 B II a)           | 2820 | 39.20                         |
| 04.02 B II b) 1         | 2910 | per kg 1.3117 <sup>(10)</sup> |
| 04.02 B II b) 2         | 3010 | per kg 2.0272 <sup>(10)</sup> |
| 04.03 A                 | 3110 | 238.49                        |
| 04.03 B                 | 3210 | 290.96                        |
| 04.04 A I a) 1          | 3321 | 18.13                         |
| 04.04 A I a) 2          | 3420 | 179.85 <sup>(11)</sup>        |
| 04.04 A I b) 1 aa)      | 3521 | 18.13                         |
| 04.04 A I b) 1 bb)      | 3619 | 179.85 <sup>(11)</sup>        |
| 04.04 A I b) 2          | 3719 | 179.85 <sup>(11)</sup>        |
| 04.04 A II              | 3800 | 179.85                        |
| 04.04 B                 | 3900 | 210.72 <sup>(12)</sup>        |
| 04.04 C                 | 4000 | 158.46                        |
| 04.04 D I               | 4120 | 36.27                         |
| 04.04 D II a) 1         | 4410 | 146.25                        |
| 04.04 D II a) 2         | 4510 | 161.01                        |
| 04.04 D II b)           | 4610 | 257.73                        |
| 04.04 E I a)            | 4710 | 210.72                        |
| 04.04 E I b) 1 aa)      | 4834 | 18.13                         |
| 04.04 E I b) 1 bb)      | 4850 | 189.47                        |

(ECU/100 kg net weight, unless otherwise indicated)

| CCT heading No             | Code | Import levy            |
|----------------------------|------|------------------------|
| 04.04 E I b) 2 aa)         | 4922 | 152.80 <sup>(13)</sup> |
| 04.04 E I b) 2 bb)         | 5022 | 152.80 <sup>(14)</sup> |
| 04.04 E I b) 3             | 5030 | 152.80 <sup>(15)</sup> |
| 04.04 E I b) 4             | 5060 | 152.80 <sup>(15)</sup> |
| 04.04 E I b) 5             | 5120 | 152.80                 |
| 04.04 E I c) 1             | 5210 | 114.60                 |
| 04.04 E I c) 2             | 5250 | 249.52                 |
| 04.04 E II a)              | 5310 | 210.72                 |
| 04.04 E II b)              | 5410 | 249.52                 |
| 17.02 A II <sup>(16)</sup> | 5500 | 27.61                  |
| 21.07 F I                  | 5600 | 27.61                  |
| 23.07 B I a) 3             | 5700 | 71.11                  |
| 23.07 B I a) 4             | 5800 | 92.17                  |
| 23.07 B I b) 3             | 5900 | 86.13                  |
| 23.07 B I c) 3             | 6000 | 70.57                  |
| 23.07 B II                 | 6100 | 92.17                  |

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

<sup>(9)</sup> The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :  
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;  
b) 7.25 ECU ; and  
c) 13.62 ECU.

<sup>(10)</sup> The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :  
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;  
and  
b) 13.62 ECU.

<sup>(11)</sup> The levy is limited to 9.07 ECU per 100 kg net weight.

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

<sup>(13)</sup> The levy is limited to 64.27 ECU per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

<sup>(14)</sup> The levy is limited to 88.45 ECU per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

<sup>(15)</sup> The levy is limited to 88.45 ECU per 100 kg net weight for imports from Bulgaria, Hungary, Romania and Turkey (Regulation (EEC) No 1054/68 as amended).

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

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

**COMMISSION REGULATION (EEC) No 2388/79****of 29 October 1979****fixing the rates of the refunds applicable from 1 November 1979 to eggs and egg yolks exported in the form of goods not covered by Annex II to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

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

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

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

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

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The rates of the refunds applicable from 1 November 1979 to the products appearing in Annex A to Regulation (EEC) No 2682/72 and listed in Article 1 (1) of Regulation (EEC) No 2771/75, exported in the form of goods listed in the Annex to Regulation (EEC) No 2771/75, are hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 November 1979.

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

Done at Brussels, 29 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 282, 1. 11. 1975, p. 49.

<sup>(2)</sup> OJ No L 45, 21. 2. 1976, p. 2.

<sup>(3)</sup> OJ No L 289, 27. 12. 1972, p. 13.

<sup>(4)</sup> OJ No L 94, 8. 4. 1978, p. 7.

## ANNEX

to the Commission Regulation of 29 October 1979 fixing the rates of the refunds applicable from 1 November 1979 to eggs and egg yolks exported in the form of goods not covered by Annex II to the Treaty

| CCT heading<br>No | Description                                                                        | Rate of refund<br>in ECU/100 kg |
|-------------------|------------------------------------------------------------------------------------|---------------------------------|
| 04.05             | Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not : |                                 |
|                   | A. Eggs in shell, fresh or preserved :                                             |                                 |
|                   | I. Poultry eggs :                                                                  |                                 |
|                   | b) Other (than eggs for hatching)                                                  | 24.00                           |
|                   | B. Eggs, not in shell ; egg yolks :                                                |                                 |
|                   | I. Suitable for human consumption :                                                |                                 |
|                   | a) Eggs, not in shell :                                                            |                                 |
|                   | ex 1. Dried, not sweetened                                                         | 110.00                          |
|                   | ex 2. Other, not sweetened                                                         | 28.00                           |
|                   | b) Egg yolks :                                                                     |                                 |
|                   | ex 1. Liquid, not sweetened                                                        | 50.00                           |
|                   | ex 2. Frozen, not sweetened                                                        | 53.00                           |
|                   | ex 3. Dried, not sweetened                                                         | 115.00                          |

## COMMISSION REGULATION (EEC) No 2389/79

of 29 October 1979

fixing the rates of the refunds applicable from 1 November 1979 to certain milk products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Treaty which are manufactured under similar conditions ;

Having regard to the Treaty establishing the European Economic Community,

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

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<sup>(1)</sup>, as last amended by Regulation (EEC) No 1761/78<sup>(2)</sup>, and in particular Article 17 (5) thereof,

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

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

Whereas Article 11 (1) of Regulation (EEC) No 804/68 provides for the payment of aid for Community-produced skimmed milk processed into casein if such milk and the casein manufactured from it fulfil certain conditions set out in Article 1 of Council Regulation (EEC) No 987/68 of 15 July 1968 laying down general rules for granting aid for skimmed milk processed into casein or caseinates<sup>(5)</sup>, as last amended by the Act of Accession<sup>(6)</sup> ; whereas, pursuant to Article 1 (2) (b) of Regulation (EEC) No 2682/72, skimmed milk thus defined is assimilated to milk powder complying with the definition of the pilot products Group No 2 listed in Annex I to Council Regulation (EEC) No 823/68 of 28 June 1968 determining the groups of products and the special provisions for calculating levies on milk and milk products<sup>(7)</sup>, as last amended by Regulation (EEC) No 1000/78<sup>(8)</sup> ; whereas a rate of refund should be fixed for this milk powder ;

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

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

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

Whereas Article 2 of Commission Regulation (EEC) No 756/70 of 24 April 1970 on granting aid for skimmed milk processed into casein or caseinates<sup>(9)</sup>, as last amended by Regulation (EEC) No 2213/79<sup>(10)</sup> ; fixes the aid per 100 kilograms of skimmed milk processed into casein or caseinates according to type ;

(b) the level of the refunds on exports of processed agricultural products covered by Annex II to the

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 13.

<sup>(2)</sup> OJ No L 204, 28. 7. 1978, p. 6.

<sup>(3)</sup> OJ No L 289, 27. 12. 1972, p. 13.

<sup>(4)</sup> OJ No L 94, 8. 4. 1978, p. 7.

<sup>(5)</sup> OJ No L 169, 18. 7. 1968, p. 6.

<sup>(6)</sup> OJ No L 73, 27. 3. 1972, p. 14.

<sup>(7)</sup> OJ No L 151, 30. 6. 1968, p. 3.

<sup>(8)</sup> OJ No L 130, 18. 5. 1978, p. 7.

<sup>(9)</sup> OJ No L 91, 25. 4. 1970, p. 28.

<sup>(10)</sup> OJ No L 256, 11. 10. 1979, p. 23.

Whereas 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<sup>(1)</sup>, as amended by Regulation (EEC) No 545/79<sup>(2)</sup>, and Commission Regulation (EEC) No 1468/79 of 13 July 1979 on the granting of aid for butter from private storage for use in the manufacture of pastry products, ice-cream and other foodstuffs<sup>(3)</sup>, authorizes delivery of butter at reduced prices to industries which manufacture certain goods; whereas butter bought under the system of Regulation (EEC) No 232/75<sup>(4)</sup>, replaced by Regulation (EEC) No 262/79, and used in the manufacture of certain exported goods, should be taken into account;

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

HAS ADOPTED THIS REGULATION :

*Article 1*

1. The rates of the refunds applicable from 1 November 1979 to the basic products appearing in Annex A to Regulation (EEC) No 2682/72 and listed in Article 1 of Regulation (EEC) No 804/68, exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68, are hereby fixed as shown in the Annex to this Regulation.

2. No rates of refund are fixed for any of the products referred to in the preceding paragraph which are not listed in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 November 1979.

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

Done at Brussels, 29 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 41, 16. 2. 1979, p. 1.

<sup>(2)</sup> OJ No L 72, 23. 3. 1979, p. 15.

<sup>(3)</sup> OJ No L 177, 14. 7. 1979, p. 40.

<sup>(4)</sup> OJ No L 24, 31. 1. 1975, p. 45.

## ANNEX

to the Commission Regulation of 22 October 1979 fixing the rates of the refunds applicable from 1 November 1979 to certain milk products exported in the form of goods not covered by Annex II to the Treaty

(ECU/100 kg)

| CCT heading No | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | Rate of refund                       |
|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
| ex 04.02 A II  | <p>Powdered milk, obtained by the spray process, with a fat content of less than 1.5 % by weight and with a water content of less than 5 % by weight (PG 2) :</p> <p>a) On exportation of goods of CCT heading No 35.01</p> <p>b) On exportation of other goods</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <p>—</p> <p>66.50</p>                |
| ex 04.02 A II  | Powdered milk, obtained by the spray process, with a fat content of 26 % by weight and a water content of less than 5 % by weight (PG 3)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 113.10                               |
| ex 04.02 A III | Concentrated milk, with a fat content by weight of 7.5 % and a content by weight in dry matter equal to 25 % (PG 4)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 24.37                                |
| ex 04.03       | <p>Butter, with a fat content by weight of 82 % (PG 6) :</p> <p>a) On exportation of the following goods manufactured under the conditions laid down in Article 6 of Regulation (EEC) No 232/75, Articles 4 and 5 of Regulation (EEC) No 262/79 and Article 1 of Regulation (EEC) No 1468/79 :</p> <ul style="list-style-type: none"> <li>— goods falling within CCT heading No 19.08 or subheadings 18.06 B and 21.07 C,</li> <li>— powdered preparations for making ice-cream and similar edible products called 'ice-mix' falling within CCT subheading 18.06 D and heading No 21.07,</li> <li>— raw doughs and powdered preparations falling within CCT subheading 19.02 B II b)</li> </ul> <p>b) On exportation of goods of CCT subheadings 21.07 G VII a) and 21.07 G VIII a) with a content of non-milk fats of more than 20 %</p> <p>c) On exportation of other goods</p> | <p>—</p> <p>207.79</p> <p>198.90</p> |

## COMMISSION REGULATION (EEC) No 2390/79

of 29 October 1979

fixing the rates of the refunds applicable from 1 November 1979 to certain cereal and rice products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals<sup>(1)</sup>, as last amended by Regulation (EEC) No 1547/79<sup>(2)</sup>, and in particular the first sentence of the fourth subparagraph of Article 16 (2) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice<sup>(3)</sup>, as last amended by Regulation (EEC) No 1552/79<sup>(4)</sup>, and in particular the first sentence of the fourth subparagraph of Article 17 (2) thereof,

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

Whereas Council Regulation (EEC) No 2682/72 of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds<sup>(5)</sup>, as last amended by Regulation (EEC) No 707/78<sup>(6)</sup>, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in Annex B to Regulation (EEC) No 2727/75 or in Annex B to Regulation (EEC) No 1418/76 as appropriate;

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

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

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

Whereas Article 4 (3) of Regulation (EEC) No 2682/72 provides that, when the rate of the refund is being fixed, account should be taken, where appropriate, of production refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products; whereas a production refund is granted in respect of common wheat, maize and broken rice under the conditions laid down in Council Regulation (EEC) No 2742/75 of 29 October 1975 on production refunds in the cereals and rice sectors<sup>(7)</sup>, as last amended by Regulation (EEC) No 1555/79<sup>(8)</sup>; whereas, for the purposes of applying the provisions of Article 4 (3) of Regulation (EEC) No 2682/72, the amount of the production refund applicable during the month of exportation should be taken into account;

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

<sup>(1)</sup> OJ No L 281, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 188, 26. 7. 1979, p. 1.

<sup>(3)</sup> OJ No L 166, 25. 6. 1976, p. 1.

<sup>(4)</sup> OJ No L 188, 26. 7. 1979, p. 9.

<sup>(5)</sup> OJ No L 289, 27. 12. 1972, p. 13.

<sup>(6)</sup> OJ No L 94, 8. 4. 1978, p. 7.

<sup>(7)</sup> OJ No L 281, 1. 11. 1975, p. 57.

<sup>(8)</sup> OJ No L 188, 26. 7. 1979, p. 12.

HAS ADOPTED THIS REGULATION :

*Article 1*

The rates of the refunds applicable from 1 November 1979 to the basic products appearing in Annex A to Regulation (EEC) No 2682/72 and listed either in Article 1 of Regulation (EEC) No 2727/75 or in Article 1 (1) of Regulation (EEC) No 1418/76,

exported in the form of goods listed in Annex B to Regulation (EEC) No 2727/75 or in Annex B to Regulation (EEC) No 1418/76 respectively, are hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 November 1979.

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

Done at Brussels, 29 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

*ANNEX*

to the Commission Regulation of 29 October 1979 fixing the rates of the refunds applicable from 1 November 1979 to certain cereal and rice products exported in the form of goods not covered by Annex II to the Treaty

| CCT heading No | Description                                                                                                                      | Rate of refund<br>(ECU/100 kg) |
|----------------|----------------------------------------------------------------------------------------------------------------------------------|--------------------------------|
| 10.01 A        | Common wheat, and meslin (mixed wheat and rye):<br>— For the manufacture of starch<br>— Other than for the manufacture of starch | 7·400 (1)<br>7·400             |
| 10.01 B        | Durum wheat                                                                                                                      | 9·063                          |
| 10.02          | Rye                                                                                                                              | 5·191                          |
| 10.03          | Barley                                                                                                                           | 6·267                          |
| 10.04          | Oats                                                                                                                             | 7·238                          |
| 10.05 B        | Maize, other than hybrid maize for sowing:<br>— For the manufacture of starch<br>— Other than for the manufacture of starch      | 8·081 (1)<br>8·081             |
| 10.06 A II     | Round grain husked rice                                                                                                          | 9·345                          |
| 10.06 B II     | Long grain husked rice                                                                                                           | 12·542                         |
| 10.06 B II     | Round grain wholly milled rice                                                                                                   | 12·058                         |
| 10.06 C        | Long grain wholly milled rice                                                                                                    | 18·177                         |
| 10.06 C        | Broken rice:<br>— For the manufacture of starch<br>— Other than for the manufacture of starch                                    | 3·350<br>5·876                 |
| 11.01 A        | Wheat or meslin flour                                                                                                            | 9·268                          |
| 11.01 B        | Rye flour                                                                                                                        | 8·622                          |
| 11.02 A I a)   | Durum wheat groats and meal                                                                                                      | 14·048                         |
| 11.02 A I b)   | Common wheat groats and meal                                                                                                     | 9·268                          |

(1) When export refunds to be granted are calculated, the amounts shown shall, after the application of the monetary coefficient, be reduced, respectively, by the following production refunds:

— 2·937 ECU/100 kg for common wheat,  
— 2·055 ECU/100 kg for maize.

Monetary coefficients shall not be applied to these production refunds.

## COMMISSION REGULATION (EEC) No 2391/79

of 26 October 1979

imposing a provisional anti-dumping duty on lithium hydroxide originating in the United States of America and the Soviet Union

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 459/68 of 5 April 1968 on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Economic Community<sup>(1)</sup>, as last amended by Regulation (EEC) No 1681/79<sup>(2)</sup>, and in particular Article 15 thereof,

After hearing the opinions expressed in the Advisory Committee set up under the said Regulation,

Whereas in February 1979 the Commission received a complaint submitted by CEFIC, the European Council of Chemical Industry Federations, on behalf of Metallgesellschaft AG, Frankfurt, the sole Community producer of lithium hydroxide, setting out evidence as to the existence of dumping of the like product originating in the United States of America and the Soviet Union and of material injury resulting therefrom;

Whereas, since the information received indicated that the complaint was admissible and that defensive measures against dumping might be necessary, the Commission officially notified the importers and exporters known to be concerned, and published in the *Official Journal of the European Communities* of 19 May 1979 a notice of the initiation of an anti-dumping procedure concerning imports of lithium hydroxide originating in the United States of America and the Soviet Union<sup>(3)</sup>;

Whereas the Commission gave interested parties the opportunity to make known their views in writing;

Whereas the Commission gave to parties directly concerned the opportunity orally to develop their views and to meet and to present opposing views and rebuttal arguments;

Whereas, for the purposes of a preliminary determination of the dumping margin and of injury, the Commission made an on the spot investigation of the two American producers, Foote Mineral Company, Exton, Pennsylvania, and Lithium Corporation of America, Gastonia, North Carolina, of the Community producer, and of a Community importer whose

operations required similar investigation; whereas an on the spot investigation of another importer proved impossible owing to his refusal to permit it;

Whereas, to make a preliminary examination of the existence of dumping by American producers, the Commission compared their export prices to the Community with those ruling on the American market;

Whereas weighted averages were used for these comparisons, which were made at the ex-factory level for sales during the period 1 January 1979 to 30 April 1979, account being taken, in so far as this was requested, of differences in the conditions of sale having a direct relationship with the sales under consideration, that is to say those relating to transport costs and selling expenses; whereas the amount of the selling expenses was determined by reference to the costs incurred by the seller; whereas, in the absence of sufficient evidence in support of Lithium Corporation's claim that there were absolutely no selling expenses on exports to the Community, the breakdown of these costs was based on the available accounting data, allocated proportionately to the turnover for each product and market under consideration; whereas the exporter in question requested in addition a supplementary adjustment for certain overheads and administrative expenses; whereas, in the absence of sufficient proof as to the direct relationship of these overheads with the sales under consideration, the Commission was not able to take this request into account;

Whereas, in the case of imports originating in the Soviet Union, the normal value was determined on the basis of the domestic price in the USA adjusted as described above;

Whereas it emerges from the preliminary examination of the facts that dumping exists for all the imports examined, the weighted average margin being 9.3 % for Lithium Corporation of America, 8.1 % for Foote Mineral Company and 16.0 % for Russian exports;

Whereas, with regard to injury to the industry concerned, the evidence available to the Commission shows that imports into the Community of lithium hydroxide originating in the United States of America and the Soviet Union have increased from 988 tonnes in 1976 to 1 237 tonnes in 1978; whereas the imports into the Community of the product in question

(1) OJ No L 93, 17. 4. 1968, p. 1.

(2) OJ No L 196, 2. 8. 1979, p. 1.

(3) OJ No C 126, 19. 5. 1979, p. 2.

reached a market share of 58 % in 1976 and 62 % in 1978 and are consequently having a considerable effect ;

Whereas the prices of these imports on the Community markets have been extremely low, thus exercising a depressive effect on the Community producer's prices, obliging it to sell at prices below its costs of production ;

Whereas this development has taken place to the detriment of this producer, placing it in an extremely difficult situation and causing it heavy losses on this product ; whereas in the absence of defensive measures, the cessation of this line of production is envisaged, which would involve a reduction in personnel ;

Whereas the dumped imports are manifestly the principal cause of the difficulties described above ;

Whereas in these circumstances the interests of the Community call for immediate intervention consisting in the imposition of a provisional anti-dumping duty on imports of lithium hydroxide originating in the United States of America and the Soviet Union ; whereas the amount of this duty should correspond to the amount by which import prices into the Community fall below the lowest normal value for the exporters involved, adjusted to a free Community frontier basis ;

Whereas one of the American exporters, Foote Mineral Company, has meanwhile voluntarily undertaken to increase its prices to levels which are considered satisfactory ; whereas this undertaking has been accepted by the Commission ; whereas it is consequently appropriate to exclude this firm from the application of this provisional duty,

HAS ADOPTED THIS REGULATION :

#### *Article 1*

1. A provisional anti-dumping duty is hereby imposed on lithium hydroxide falling within

Common Customs Tariff subheading 28.28 B and corresponding to NIMEXE code 28.28-10 originating in the United States of America and the Soviet Union. This duty shall not apply to lithium hydroxide manufactured by Foote Mineral Company, USA.

The provisions in force for the application of customs duties shall apply for the application of this duty.

2. The amount of this duty shall correspond to the difference between the normal value as defined in paragraph 3 and the free Community frontier price, before duty, to the first importer.

3. For the purposes of this Regulation, the normal value of lithium hydroxide originating in the United States of America and the Soviet Union, brought up to a free Community frontier basis, before duty, shall be US \$ 1.46 per lb.

4. The above normal value shall be net if the conditions of sale provide for payment within 30 days from the end of the month of delivery ; it shall be increased or reduced by 1 % for each increase or decrease of one month in the time limit for payment.

#### *Article 2*

The entry of the product referred to in Article 1 into free circulation shall be conditional upon the deposit of security for the amount of the provisional duty.

#### *Article 3*

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

Without prejudice to the provisions of Article 16 and 18 of Regulation (EEC) No 459/68, it shall apply until the entry into force of an act of the Council either adopting definitive measures or extending the provisional duty, but in any event for a period not exceeding three months.

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

Done at Brussels, 26 October 1979.

*For the Commission*

Claude CHEYSSON

*Member of the Commission*

## COMMISSION REGULATION (EEC) No 2392/79

of 30 October 1979

on the classification of goods under subheading 29.22 A I 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<sup>(1)</sup>, as last amended by Regulation (EEC) No 280/77<sup>(2)</sup>, and in particular Article 3 thereof,

Whereas measures are necessary to ensure uniform application of the nomenclature of the Common Customs Tariff for the purpose of classification of the product dimethylammonium 2,4-dichlorophenoxyacetate (2,4 D-Aminsalz) in aqueous solution;

Whereas the Common Customs Tariff annexed to Council Regulation (EEC) No 950/68<sup>(3)</sup>, as last amended by Regulation (EEC) No 882/79<sup>(4)</sup>, refers under heading No 29.16 to carboxylic acids with single oxygen function and under heading No 29.22 to amine-function compounds;

Whereas the product in question has the structure both of a carboxylic acid with single oxygen function and of an amine-function compound;

Whereas, pursuant to Note 3 to Chapter 29, goods which could be included in two or more of the headings of that Chapter are to be classified in the latest of

those headings; whereas, therefore, the product in question should be classified under heading No 29.22;

Whereas under heading No 29.22, it would be appropriate to choose subheading 29.22 A I;

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 dimethylammonium 2,4-dichlorophenoxyacetate (2,4 D-Aminsalz) in aqueous solution shall be classified under the following subheading of the Common Customs Tariff:

29.22 Amine-function compounds:

A. Acyclic monoamines:

I. Methylamine, dimethylamine and trimethylamine, and their salts.

*Article 2*

This Regulation shall enter into force on the 21st 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, 30 October 1979.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*

<sup>(1)</sup> OJ No L 14, 21. 1. 1969, p. 1.

<sup>(2)</sup> OJ No L 40, 11. 2. 1977, p. 1.

<sup>(3)</sup> OJ No L 172, 22. 7. 1969, p. 1.

<sup>(4)</sup> OJ No L 111, 4. 5. 1979, p. 14.

**COMMISSION REGULATION (EEC) No 2393/79****of 30 October 1979****amending Regulation (EEC) No 2340/79 amending Regulation (EEC) No 1204/72  
laying down detailed rules for the application of the subsidy system for oil seeds**

THE COMMISSION OF THE EUROPEAN  
COMMUNITIES,

Having regard to the Treaty establishing the European  
Economic Community,

Having regard to Council Regulation No 136/66/EEC  
of 22 September 1966 on the establishment of a  
common organization of the market in oils and  
fats<sup>(1)</sup>, as last amended by Regulation (EEC) No  
590/79<sup>(2)</sup>, and in particular Article 27 (5) 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<sup>(3)</sup>, and in  
particular Article 9 thereof,

Whereas Commission Regulation (EEC) No 2340/79  
of 24 October 1979<sup>(4)</sup> increased the security required  
on import of oilseeds; whereas, as the result of an  
error, the date of entry into force of that measure does

not correspond to that submitted for opinion to the  
management committee; whereas the Regulation  
concerned should be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Article 2 of Regulation (EEC) No 2340/79 is hereby  
replaced by the following text:

'This Regulation shall enter into force on the day  
of its publication in the *Official Journal of the  
European Communities*. It shall apply with effect  
from 26 October 1979.'

*Article 2*

This Regulation shall enter into force on 31 October  
1979.

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

Done at Brussels, 30 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

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

<sup>(2)</sup> OJ No L 78, 30. 3. 1979, p. 1.

<sup>(3)</sup> OJ No L 331, 28. 11. 1978, p. 1.

<sup>(4)</sup> OJ No L 267, 25. 10. 1979, p. 13.

**COMMISSION REGULATION (EEC) No 2394/79**  
**of 30 October 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 organ-  
ization of the market in sugar<sup>(1)</sup>, as last amended by  
Regulation (EEC) No 1396/78<sup>(2)</sup>, and in particular  
Article 15 (7) thereof,

Whereas the import levies on white sugar and raw  
sugar were fixed by Regulation (EEC) No 1328/79<sup>(3)</sup>,  
as last amended by Regulation (EEC) No 2367/79<sup>(4)</sup>;

Whereas it follows from applying the detailed rules  
contained in Regulation (EEC) No 1328/79 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 Regu-  
lation (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 31 October  
1979.

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

Done at Brussels, 30 October 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

<sup>(1)</sup> OJ No L 359, 31. 12. 1974, p. 1.

<sup>(2)</sup> OJ No L 170, 27. 6. 1978, p. 1.

<sup>(3)</sup> OJ No L 162, 30. 6. 1979, p. 85.

<sup>(4)</sup> OJ No L 270, 27. 10. 1979, p. 52.

**ANNEX**

**to the Commission Regulation of 30 October 1979 fixing the import levies on white sugar  
and raw sugar**

| <i>(ECU/100 kg)</i>  |                                              |                      |
|----------------------|----------------------------------------------|----------------------|
| CCT<br>heading<br>No | Description                                  | Levy                 |
| 17.01                | Beet sugar and cane sugar, in solid form :   |                      |
|                      | A. White sugar ; flavoured or coloured sugar | 22.98                |
|                      | B. Raw sugar                                 | 19.11 <sup>(1)</sup> |

<sup>(1)</sup> 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.