

Official Journal

of the European Communities

ISSN 0378-6978

L 29

Volume 23

6 February 1980

English edition

Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 255/80**of 5 February 1980****fixing the import levies on cereals and on wheat or rye flour, groats and meal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1547/79⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas, the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 1658/79⁽⁵⁾ and subsequent amending Regulations ;

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

— in the case of currencies which are maintained in relation to each other at any given moment within

a band of 2.25 %, a rate of exchange based on their effective parity ;

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies in relation to the Community currencies referred to in the previous indent ;

Whereas these exchange rates being those recorded on 4 February 1980 ;

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 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 193, 1. 8. 1979, p. 5.

ANNEX

to the Commission Regulation of 5 February 1980 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	76.66
10.01 B	Durum wheat	110.10 (1) (5)
10.02	Rye	67.76 (6)
10.03	Barley	73.32
10.04	Oats	72.87
10.05 B	Maize, other than hybrid maize for sowing	95.63 (2) (3)
10.07 A	Buckwheat	0
10.07 B	Millet	44.44 (4)
10.07 C	Grain sorghum	87.02 (4)
10.07 D	Canary seed ; other cereals	0 (5)
11.01 A	Wheat or meslin flour	121.45
11.01 B	Rye flour	108.97
11.02 A I a)	Durum wheat groats and meal	184.00
11.02 A I b)	Common wheat groats and meal	129.87

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

(2) Where maize originating in the ACP or OCT is imported into the French overseas departments the levy is reduced by 7.25 ECU/tonne as provided for in Regulation (EEC) No 706/76.

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

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

(5) Where durum wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

(6) The import levy charged on rye produced in Turkey and transported directly from that country to the Community is laid down in Council Regulation (EEC) No 1180/77 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 256/80
of 5 February 1980

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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1547/79⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Regulation (EEC) No 1659/79⁽⁵⁾ and subsequent amending Regulations ;

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

— in the case of currencies which are maintained in relation to each other at any given moment within

a band of 2.25 % a rate of exchange based on their effective parity ;

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies in relation to the Community currencies referred to in the previous indent ;

Whereas these exchange rates being those recorded on 4 February 1980 ;

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 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 193, 1. 8. 1979, p. 7.

ANNEX

to the Commission Regulation of 5 February 1980 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(ECU/tonne)

CCT heading No	Description	Current 2	1st period 3	2nd period 4	3rd period 5
10.01 A	Common wheat, and meslin	0	0	0	2.82
10.01 B	Durum wheat	0	0	0	7.93
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	5.49
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	3.95

B. Malt

(ECU/tonne)

CCT heading No	Description	Current 2	1st period 3	2nd period 4	3rd period 5	4th period 6
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	5.02	5.02
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	3.75	3.75
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	9.77	9.77
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	7.30	7.30
11.07 B	Roasted malt	0	0	0	8.51	8.51

COMMISSION DECISION No 257/80/ECSC

of 1 February 1980

establishing Community rules for specific aids to the steel industry

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Coal and Steel Community, and in particular the first
and second paragraphs of Article 95 thereof,

Having consulted the Consultative Committee and
with the unanimous assent of the Council,

Whereas :

I

In order to ensure the orderly functioning of the
common market, the adaptation of the steel industry's
production capacity to foreseeable demand and the
restoration of competitiveness to the industry by
means of the extension, modernization and rationaliza-
tion of plant with the best prospects for viability must
be carried out in an orderly and socially acceptable
fashion.

In view of current market conditions almost all steel
undertakings lack the funds required for these restruc-
turing measures, and the Community also lacks the
necessary funds to fill the gap. Yet, to forego any
restructuring scheme would jeopardize attainment of
the basic objective of the second paragraph of Article
2 of the ECSC Treaty and of the more specific objec-
tives of Article 3 (c), (d), (e) and (g). In these circum-
stances provision must be made for financing by the
Member States of specific aids for the steel industry,
which, if they are to retain a Community character,
must remain consistent with the Community guide-
lines in this field. The prohibition on subsidies or aids
granted by States does not preclude such action. For it
is clear from the general context of the Treaty that
this prohibition must be construed as applying to
measures constituting purely national steel policy
instruments and not to aids aimed at setting up a
Community steel policy or promoting the aims and
objectives of the Treaty.

The Community thus finds itself faced with a situa-
tion not specifically provided for in the Treaty, and
yet requiring action. In these circumstances recourse

must be had to the first paragraph of Article 95, so as
to enable the Community to pursue the objectives set
out in the initial Articles of the Treaty.

Under a Community-wide aid scheme it is necessary
to ensure that all aids granted to the steel industry are
covered by the same Community rules. The present
Decision however, may be restricted to specific aids
only, since application to the steel industry of general
and regional aid schemes is subject to constant review
by the Commission pursuant to Article 67 of the
ECSC Treaty and Articles 92 and 93 of the EEC
Treaty.

II

In the endeavour to attain the above objectives the
following principles must be respected :

- (i) any form of aid must promote restructuring and
take account of its regional and social repercus-
sions ;
- (ii) aid must not provoke distortions of competition
contrary to the common interest ;
- (iii) aid must be restricted in duration and intensity ;
- (iv) all forms of aid must be transparent ;
- (v) when assessing aid no discrimination must be
practised between undertakings, notably on
account of their ownership, whether public or
private. The Commission's scrutiny of elements of
aid contained in financing measures taken by
Member States to benefit their public-sector firms
cannot result in control by it of the structure of
the Member States' economic systems ;
- (vi) when making assessments of aids there must be
no discrimination between national, regional and
local aids.

Suitable criteria must be drawn up for each category
of aid on the basis of these principles and with a view
to the respective objectives. Criteria must be drawn up
for investment aids, aids to cover expenses arising
from closures, aid to continued operation and emer-
gency rescue aid.

III

Appropriate procedures must be established to ensure observance of the conditions of compatibility laid down by this Decision for the various types of aid, having regard to the repercussions of the aids on the orderly functioning of the market.

Implementation of this Decision requires close cooperation between the Commission and the Member States, covering both aids whose compatibility raises no problem and cases giving rise to dispute.

The economic and social situation in the Community in general and the situation in the steel industry in particular are such that this Decision should be applied until 31 December 1981,

HAS ADOPTED THIS DECISION :

Article 1

1. Specific aids to the steel industry financed by Member States or through State resources in any form whatsoever may be considered Community aids and therefore compatible with the orderly functioning of the common market if they satisfy the provisions of this Decision and do not affect competition and trade between Member States to an extent contrary to the common interest. Such aids shall only be put into effect in accordance with the procedures established herein.

2. For the purposes of this Decision the word 'aids' means those aids granted pursuant to legislative or administrative provisions the object or effect of which is principally to benefit steel undertakings.

3. The concept of aid includes aid granted by regional or local authorities and any aid elements contained in the financing measures taken by Member States in respect of the steel undertakings which they directly or indirectly control and which do not count as the provision of risk capital according to standard company practice in a market economy.

Article 2

Aids in support of investment in the steel industry may be considered compatible with the orderly functioning of the common market provided that :

- the Commission has received prior notification of the investment programme concerned as required by High Authority Decision No 22/66 of 16 November 1966 on information to be furnished

by undertakings about their investments⁽¹⁾, as amended by Decision No 2237/73/ECSC⁽²⁾, or by any subsequent Decision,

- the amount and intensity of aid are justified by the extent of the restructuring effort involved, account being taken of the structural problems of the region where the investment is to be undertaken, and are limited to what is necessary for this purpose,
- the investment programme takes account of the general criteria for the restructuring of the steel industry defined by the Commission after consulting the Member States and of the general objectives for steel, having regard to any reasoned opinion which the Commission may have issued on the investment programme concerned.

Article 3

1. Aid to defray the normal costs resulting from the partial or total closure of steel plants may be considered compatible with the orderly functioning of the common market.

2. The costs eligible for such aid shall be the following :

- payments to workers made redundant or retired before legal retirement age, where such payments are not to be met by contributions pursuant to Article 56 (1) (c) or (2) (b) of the Treaty,
- payments due to third parties in respect of the termination of contracts, in particular for the supply of raw materials,
- expenditure incurred for the redevelopment of the site, the buildings and/or infrastructures of closed steel plant for alternative industrial use.

3. Member States shall, with effect from 1 September 1980, submit six-monthly reports to the Commission on aid decided upon in the course of the previous six months. These six-monthly reports, in the form of a table modelled on that given in the Annex, must be forwarded within two months from the end of each six-month period.

Article 4

1. Aids to facilitate the continued operation of certain undertakings or plants may be considered compatible with the orderly functioning of the common market provided that :

- they form an integral part of a restructuring programme designed to assist the undertaking or plant in question to become competitive and able to operate without aid, the said restructuring

⁽¹⁾ OJ No 219, 29. 11. 1966, p. 3728/66.

⁽²⁾ OJ No L 229, 17. 8. 1973, p. 28.

programme taking into account the general criteria for the restructuring of the steel industry referred to in Article 2, third indent,

- they are of limited duration or are progressively reduced at a sufficient rate for them to be eliminated within a reasonable period, having regard to the restructuring programme undertaken,
- they are limited in intensity and amount to what is absolutely necessary in order to enable continued operation during the period of restructuring.

2. In its examination of such aids the Commission shall take account of the problems facing the production unit or units in question and the region or regions concerned, and of the secondary effects of the aid on competition on markets other than the steel market, for instance the transport market.

Article 5

Emergency aids intended as a temporary solution for the rescue of an undertaking pending a definitive solution to the problems of the undertaking concerned may be considered compatible with the orderly functioning of the common market only in cases where, having regard to their scope and nature, they are required in order to cope with acute social problems.

Article 6

1. Pursuant to Articles 67 (1) and 86 of the Treaty, the Commission shall be informed, in sufficient time to enable it to submit its comments, of any plans to grant or alter aids as referred to in Articles 2, 4 and 5. The Member State concerned shall put its proposed measures into effect only with the approval of and subject to any conditions laid down by the Commission.

2. If, after giving notice to the parties concerned to submit their comments, the Commission finds that the aid is incompatible with the provisions of this Decision, it shall inform the Member State concerned of its decision.

Article 88 of the Treaty shall apply in the event of failure to comply with this Decision.

3. When a period of two months following the date of receipt of the notification of the plan in question has elapsed without the Commission having initiated the procedure provided for in paragraph 2 or otherwise having made its views known, the measures planned may be put into effect, provided that the Member State has given prior notice to the Commission of its intention to do so.

4. The Commission shall act as rapidly as possible having regard to the urgency of each case.

The Commission shall give a decision on aid schemes and shall request notification of actual instances of application only when this proves necessary to ensure that such aid is compatible with the provisions of this Decision.

Article 7

The Commission may seek the views of the Member States on the more important aid plans notified to it before adopting a position on them.

Article 8

The Commission shall regularly prepare reports on the implementation of this Decision for the Council and for the information of the European Parliament.

Article 9

The Commission may, with the unanimous assent of the Council and after consulting the Consultative Committee, amend this Decision in due course so as to take account in particular of changes in the other Community policies concerning the iron and steel sector.

Article 10

This Decision shall apply until 31 December 1981.

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

Done at Brussels, 1 February 1980.

For the Commission

Raymond VOUEL

Member of the Commission

*ANNEX***Table of aids for closures in accordance with Article 3**

Identification of the undertaking or plant closed	Nature of the costs resulting from the closure	Amount of such costs	Amount of the aid	Details of the aid

COMMISSION REGULATION (EEC) No 258/80
of 5 February 1980

re-establishing the levying of the customs duties on artificial flowers, foliage or fruit, etc., falling within heading No 67.02 and originating in Hong Kong, to which the preferential tariff arrangements as set out in Council Regulation (EEC) No 2789/79 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2789/79 of 10 December 1979 establishing preferential tariffs in respect of certain products originating in developing countries ⁽¹⁾, and in particular Article 4 (2) thereof,

Whereas Article 1 (3) and (4) of that Regulation provides that the customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in European units of account, which will be equal — with the exception of certain products, the value of the ceilings for which are given in Annex A thereto — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1977 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1977 cif imports coming from other countries and from countries and territories already covered by such arrangements; whereas, however, the ceiling resulting from the sum of this addition may in no case exceed 110/115 % of the preferential ceiling open for 1979;

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

Whereas Article 2 (2) and (3) of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question originating in any of the said

countries or territories — with the exception of those listed in Annex C thereto — once the relevant Community amount has been reached;

Whereas, in respect of artificial flowers, foliage or fruit, etc., falling within heading No 67.02, the ceiling, calculated as indicated above, should be 6 012 000 European units of account, and therefore the maximum amount is 1 803 600 European units of account; whereas on 2 February 1980 the amounts of imports into the Community of artificial flowers, foliage or fruits, etc., falling within heading No 67.02, originating in Hong Kong, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 2789/79 which provides that maximum amounts should not be exceeded, customs duties should be re-established in respect of the products in question in relation to Hong Kong,

HAS ADOPTED THIS REGULATION:

Article 1

As from 9 February 1980, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2789/79, shall be re-established in respect of the following products, imported into the Community and originating in Hong Kong:

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

Article 2

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

⁽¹⁾ OJ No L 328, 24. 12. 1979, p. 25.

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

Done at Brussels, 5 February 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION REGULATION (EEC) No 259/80**of 5 February 1980****extending the temporary suspension of the advance fixing of export refunds for
beef meat products**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 2916/79 ⁽²⁾, and in particular the
first subparagraph of Article 5 ⁽⁴⁾ thereof,

Having regard to Council Regulation (EEC) No
885/68 of 28 June 1968 laying down general rules for
granting export refunds on beef and veal and criteria
for fixing the amount of such refunds ⁽³⁾, as last
amended by Regulation (EEC) No 427/77 ⁽⁴⁾, and in
particular the second subparagraph of Article 5 ⁽⁴⁾
thereof,

Whereas Commission Regulation (EEC) No 232/80 of
31 January 1980 ⁽⁵⁾ temporarily suspended the
advance fixing of export refunds for certain beef

products; whereas the reasons which led to this
suspension persist and the said measures should there-
fore be maintained until the entry into force of the
new rules governing advance fixing;

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

HAS ADOPTED THIS REGULATION:

Article 1

The advance fixing of export refunds for beef products
shall remain suspended during the period 6 to 11
February 1980.

Article 2

This Regulation shall enter into force on 6 February
1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 329, 24. 12. 1979, p. 15.

⁽³⁾ OJ No L 156, 4. 7. 1968, p. 2.

⁽⁴⁾ OJ No L 61, 15. 3. 1977, p. 16.

⁽⁵⁾ OJ No L 26, 1. 2. 1980, p. 55.

COMMISSION REGULATION (EEC) No 260/80**of 5 February 1980****altering the export refunds on syrups and certain other sugar products exported
in the natural state**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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

Whereas the refunds on syrups and certain other sugar
products were fixed by Regulation (EEC) No
216/80 ⁽³⁾;

Whereas it follows from applying the rules, criteria
and other provisions contained in Regulation (EEC)
No 216/80 to the information at present available to

the Commission that the export refunds at present in
force should be altered as shown in the Annex to this
Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The refunds to be granted on the products listed in
Article 1 (1) (d) of Regulation (EEC) No 3330/74,
exported in the natural state, as fixed in the Annex to
Regulation (EEC) No 216/80 are hereby altered to the
amounts shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 6 February
1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 26, 1. 2. 1980, p. 23.

ANNEX

to the Commission Regulation of 5 February 1980 altering the export refunds on syrups and certain other sugar products exported in the natural state

(ECU/100 kg)

CCT heading No	Description	Basic amount per percentage point of sucrose content ⁽¹⁾
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel : D. Other sugars and syrups (other than lactose, glucose and maple) : ex II. Other, excluding sorbose E. Artificial honey, whether or not mixed with natural honey ex F. Caramel made from sugar falling within heading No 17.01	 0.0862 0.0862 0.0862
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : IV. Other (than lactose, glucose and isoglucose syrups)	 0.0862

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

COMMISSION REGULATION (EEC) No 261/80
of 5 February 1980
altering the export refunds on isoglucose

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1111/77 of 17 May 1977 laying down common provi-
sions for isoglucose ⁽¹⁾, as last amended by Regulation
(EEC) No 1293/79 ⁽²⁾, and in particular the second
sentence of the third subparagraph of Article 4 (2)
thereof,

Whereas the refunds on isoglucose were fixed by
Regulation (EEC) No 219/80 ⁽³⁾;

Whereas it follows from applying the rules, criteria
and other provisions contained in Regulation (EEC)
No 219/80 to the information at present available to

the Commission that the export refunds at present in
force should be altered as shown in the Annex to this
Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The export refunds on the products referred to in
Article 1 of Regulation (EEC) No 1111/77, as fixed in
the Annex to Regulation (EEC) No 219/80, are hereby
altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 February
1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 134, 28. 5. 1977, p. 4.
⁽²⁾ OJ No L 162, 30. 6. 1979, p. 10.
⁽³⁾ OJ No L 26, 1. 2. 1980, p. 29.

ANNEX

to the Commission Regulation of 5 February 1980 altering the export refunds on isoglucose

<i>(ECU)</i>		
CCT heading No	Description	Refund per 100 kg of dry matter
17.02	Other sugars in solid form ; sugar syrups, not containing added flavouring or colouring matter ; artificial honey, whether or not mixed with natural honey ; caramel : D. Other sugars and syrups : I. Isoglucose	8.62 ⁽¹⁾
21.07	Food preparations not elsewhere specified or included : F. Flavoured or coloured sugar syrups : III. Isoglucose	8.62 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 262/80**of 5 February 1980****altering the export refunds on white sugar and raw sugar, exported in the natural state**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas the refunds on white sugar and raw sugar exported in the natural state were fixed by Regulation (EEC) No 136/80 ⁽³⁾, as last amended by Regulation (EEC) No 248/80 ⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 136/80 to the infor-

mation known to the Commission that the export refunds at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 3330/74, undenatured and exported in the natural state, as fixed in the Annex to amended Regulation (EEC) No 136/80 are hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 18, 24. 1. 1980, p. 11.

⁽⁴⁾ OJ No L 27, 2. 2. 1980, p. 35.

ANNEX

to the Commission Regulation of 5 February 1980 altering the export refunds on white sugar and raw sugar, exported in the natural state

(ECU/100 kg)

CCT heading No	Description	Refund
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar ; flavoured or coloured sugar	5.00
	B. Raw sugar :	
	(a) Candy sugar	7.93 ⁽¹⁾
	(b) Other raw sugar	2.00 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 263/80

of 5 February 1980

altering the rates of the refunds applicable to sugar and beet or cane syrups
exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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

Whereas the rates of the refunds applicable from 1
February 1980 to sugar, to beet or cane syrups and to
molasses exported in the form of goods not covered
by Annex II to the Treaty were fixed by Regulation
(EEC) No 221/80 ⁽³⁾;

Whereas it follows from applying the rules and
criteria contained in Regulation (EEC) No 221/80 to

the information at present available to the Commis-
sion that the export refunds at present in force should
be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The rates of the refunds fixed by Regulation (EEC) No
221/80 for white sugar, raw sugar and beet or cane
syrups containing by weight in the dry state 98 % or
more of sucrose, exported in the form of goods listed
in the Annex to amended Regulation (EEC) No
3330/74, are hereby altered as shown in the Annex to
this Regulation.

Article 2

This Regulation shall enter into force on 6 February
1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

²⁾ OJ No L 170, 27. 6. 1978, p. 1.

³⁾ OJ No L 26, 1. 2. 1980, p. 33.

ANNEX

to the Commission Regulation of 5 February 1980 altering the rates of the refunds applicable to sugar and beet or cane syrups exported in the form of goods not covered by Annex II to the Treaty

Table I

<i>Rate of refund in ECU/100 kg :</i>	White sugar :	4.51
	Raw sugar :	0
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	$4.51 \times \frac{S^{(1)}}{100}$
	Molasses :	—

Table II

<i>Rate of refund in ECU/100 kg :</i>	White sugar :	8.62
	Raw sugar :	0
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	$8.62 \times \frac{S^{(1)}}{100}$
	Molasses :	—

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

COMMISSION REGULATION (EEC) No 264/80**of 5 February 1980****altering the rate of the refund applicable to isoglucose exported in the form of goods not covered by Annex II to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1111/77 of 17 May 1977 laying down common provisions for isoglucose ⁽¹⁾, as last amended by Regulation (EEC) No 1293/79 ⁽²⁾, and in particular the second sentence of the third subparagraph of Article 4 (2) and Article 4 (5) thereof,

Whereas the rate of the refund applicable from 1 February 1980 to isoglucose exported in the form of goods not covered by Annex II to the Treaty was fixed by Regulation (EEC) No 222/80 ⁽³⁾;

Whereas it follows from applying the rules and criteria contained in Regulation (EEC) No 222/80 to

the information at present available to the Commission that the export refund applicable to isoglucose at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The rate of the refund fixed by Regulation (EEC) No 222/80 for isoglucose exported in the form of goods listed in the Annex to Regulation (EEC) No 1111/77 is hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 134, 28. 5. 1977, p. 4.

⁽²⁾ OJ No L 162, 30. 6. 1979, p. 10.

⁽³⁾ OJ No L 26, 1. 2. 1980, p. 35.

ANNEX

to the Commission Regulation of 5 February 1980 altering the rate of the refund applicable to isoglucose exported in the form of goods not covered by Annex II to the Treaty

(ECU)

CCT heading No	Description	Amount of refund for 100 kg of dry matter
17.02 D I	Isoglucose	8.62

COMMISSION REGULATION (EEC) No 265/80**of 5 February 1980****altering the basic amount of the import levy on syrups and certain other sugar products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas the basic amount of the import levy on syrups and certain other sugar products was fixed by Regulation (EEC) No 215/80⁽³⁾, as amended by Regulation (EEC) No 246/80⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 215/80 to the infor-

mation known to the Commission that the basic amount of the levy at present in force should be altered to the amount set out below,

HAS ADOPTED THIS REGULATION:

Article 1

The basic amount of the import levy on the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 shall be, per 100 kilograms of product, 0.1173 ECU per percentage point of sucrose content.

Article 2

This Regulation shall enter into force on 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 26, 1. 2. 1980, p. 21.

⁽⁴⁾ OJ No L 27, 2. 2. 1980, p. 33.

COMMISSION REGULATION (EEC) No 266/80
of 5 February 1980
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1328/79 ⁽³⁾, as last amended by Regulation (EEC) No 254/80 ⁽⁴⁾;

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 Regulation (EEC) No 3330/74 shall be, in respect of white sugar and standard quality raw sugar, as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 162, 30. 6. 1979, p. 85.

⁽⁴⁾ OJ No L 28, 5. 2. 1980, p. 11.

ANNEX

to the Commission Regulation of 5 February 1980 fixing the import levies on white sugar and raw sugar

<i>(ECU/100 kg)</i>		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form : A. White sugar ; flavoured or coloured sugar B. Raw sugar	11.73 5.50 ⁽¹⁾

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

COMMISSION REGULATION (EEC) No 267/80

of 5 February 1980

altering the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1547/79⁽²⁾, and in particular Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 113/80⁽⁴⁾, and in particular Article 12 (4) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽⁵⁾, as last amended by Regulation (EEC) No 2543/73⁽⁶⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on products processed from cereals and rice were fixed by Regulation (EEC) No 185/80⁽⁷⁾, as amended by Regulation (EEC) No 224/80⁽⁸⁾;

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

— in the case of currencies which are maintained in relation to each other at any given moment within

a band of 2.25 %, a rate of exchange based on their effective parity;

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies in relation to the Community currencies referred to in the previous indent;

Whereas these exchange rates being those recorded on 4 February 1980;

Whereas the levy on the basic product as last fixed differs from the average levy by more than 3.02 ECU per tonne of basic product; whereas, pursuant to Article 1 of Regulation (EEC) No 1579/74⁽⁹⁾, the levies at present in force must therefore 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 processed from cereals and rice covered by Regulation (EEC) No 2744/75⁽¹⁰⁾, as last amended by Regulation (EEC) No 2245/78⁽¹¹⁾, as fixed in the Annex to amended Regulation (EEC) No 185/80, are hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 February 1980.

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

Done at Brussels, 5 February 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 188, 26. 7. 1979, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 16, 22. 1. 1980, p. 1.

⁽⁵⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁶⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁷⁾ OJ No L 23, 30. 1. 1980, p. 5.

⁽⁸⁾ OJ No L 26, 1. 2. 1980, p. 40.

⁽⁹⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽¹⁰⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽¹¹⁾ OJ No L 273, 29. 9. 1978, p. 1.

ANNEX

to the Commission Regulation of 5 February 1980 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in ECU/tonne	
	Third countries (other than ACP or OCT)	ACP or OCT
11.01 G ⁽²⁾	93.38	90.36
11.02 A VII ⁽²⁾	93.38	90.36
11.02 B II d) ⁽²⁾	144.76	141.74
11.02 C VI ⁽²⁾	144.76	141.74
11.02 D VI ⁽²⁾	93.38	90.36
11.02 E II d) 2 ⁽²⁾	165.50	159.46
11.02 F VII ⁽²⁾	93.38	90.36

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

- a starch content (determined by the modified Ewers polarimetric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

II

(Acts whose publication is not obligatory)

COUNCIL**COUNCIL DECISION**

of 29 January 1980

appointing a member of the Economic and Social Committee

(80/120/EEC, Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 193 to 195 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Articles 165 to 167 thereof,

Having regard to the Convention on certain institutions common to the European Communities, and in particular Article 5 thereof,

Having regard to the Council Decision of 19 September 1978 appointing the members of the Economic and Social Committee for the period ending on 18 September 1982,

Whereas a seat has become vacant on the Economic and Social Committee following the resignation of Dr Hipp, which was notified to the Council on 7 January 1980,

Having regard to the nominations submitted on 16 January 1980,

Having obtained the opinion of the Commission of the European Communities,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Paul Broicher is hereby appointed a member of the Economic and Social Committee in place of Dr Hipp for the remainder of the latter's term of office, which runs until 18 September 1982.

Done at Brussels, 29 January 1980.

For the Council

The President

F. EVANGELISTI

COUNCIL DECISION
of 29 January 1980
appointing a member of the Economic and Social Committee

(80/121/EEC, Euratom)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 193 to 195 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Articles 165 to 167 thereof,

Having regard to the Convention on certain institutions common to the European Communities, and in particular Articles 5 thereof,

Having regard to the Council Decision of 19 September 1978 appointing the members of the Economic and Social Committee for the period ending on 18 September 1982,

Whereas a seat has become vacant on the Economic and Social Committee following the death of Mr Hubregtse, which was notified to the Council on 16 February 1979,

Having regard to the nominations submitted on 10 January 1980,

Having obtained the opinion of the Commission of the European Communities,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr W. Wagemans is hereby appointed a member of the Economic and Social Committee in place of Mr Hubregtse for the remainder of the latter's term of office, which runs until 18 September 1982.

Done at Brussels, 29 January 1980.

For the Council

The President

F. EVANGELISTI

COMMISSION

COMMISSION DECISION

of 21 December 1979

approving the plans for the accelerated eradication of brucellosis and tuberculosis put forward by Italy

(Only the Italian text is authentic)

(80/122/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/391/EEC of 17 May 1977 introducing Community measures for the eradication of brucellosis, tuberculosis and leucosis in cattle ⁽¹⁾, and in particular Article 9 (2) thereof,

Having regard to Council Directive 79/110/EEC of 24 January 1979 authorizing the Italian Republic to postpone the notification and implementation of its national plans for the accelerated eradication of brucellosis and tuberculosis in cattle ⁽²⁾, and in particular Articles 1 and 2 thereof,

Whereas by letter dated 23 March 1979 Italy communicated plans for the accelerated eradication of brucellosis and for the accelerated eradication of tuberculosis;

Whereas Italy has made additions to the proposed plans for the accelerated eradication of tuberculosis and brucellosis so that they will be implemented in accordance with the provisions of Council Directive 78/52/EEC of 13 December 1977 establishing the Community criteria for national plans for the accelerated eradication of brucellosis, tuberculosis and enzootic leucosis in cattle ⁽³⁾, and in particular Article 3 (2) thereof; whereas Italy has undertaken to ensure that the payment actually made in each case is such as to provide appropriate compensation and thus contribute to the success of the accelerated eradication plan;

Whereas on examination these plans have been found to comply with Directive 77/391/EEC and whereas, consequently, the conditions for financial participation by the Community have been met;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee; whereas the EAGGF Committee has been consulted,

HAS ADOPTED THIS DECISION:

Article 1

The plans for the accelerated eradication of brucellosis and tuberculosis put forward by Italy are hereby approved.

Article 2

Italy shall put into effect the laws, regulations and administrative provisions necessary to implement the plans referred to in Article 1 by 31 December 1979.

Article 3

This Decision is addressed to the Italian Republic.

Done at Brussels, 21 December 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 145, 13. 6. 1977, p. 44.

⁽²⁾ OJ No L 29, 3. 2. 1979, p. 24.

⁽³⁾ OJ No L 15, 19. 1. 1978, p. 34.

COMMISSION DECISION**of 21 December 1979****extending the period of application of the system of authorization for trade in crude oil and/or petroleum products between Italy and other Member States provided for by Decisions 79/589/EEC and 79/858/EEC****(Only the Italian text is authentic)****(80/123/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Decision 77/186/EEC of 14 February 1977 on the exporting of crude oil and petroleum products from one Member State to another in the event of supply difficulties⁽¹⁾, and in particular Article 1 thereof,

After consulting the group of delegates from the Member States as provided for in Directive 73/238/EEC of 24 July 1973⁽²⁾,

Whereas Decision 77/186/EEC provides that where difficulties arise in the supply of crude oil and/or petroleum products in one or more Member States the Commission may, at the request of a Member State or on its own initiative, decide to make trade between Member States subject to a system of licences to be granted automatically by the exporting Member State ;

Whereas Italy has made a request to this effect ;

Whereas the present reduction of production affects exports of crude oil to the Community ;

Whereas this development could bring about disturbances in the traditional trade flows of crude oil and petroleum products between Member States ;

Whereas, therefore, in order to prevent such a situation, it is necessary to follow duly these trade flows by means of a Community system ;

Whereas in particular, in view of the supply situation in Italy, provision should be made in respect of trade involving this Member State for an extension of the system provided for by Decisions 79/589/EEC⁽³⁾ and 79/858/EEC⁽⁴⁾,

HAS ADOPTED THIS DECISION :

Article 1

In Article 2 of Decision 79/589/EEC the date '30 September 1979' shall be replaced by '31 March 1980', unless a contrary decision is taken pursuant to Article 5 of Decision 77/186/EEC.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 21 December 1979.

For the Commission

Guido BRUNNER

Member of the Commission

⁽¹⁾ OJ No L 61, 5. 3. 1977, p. 23.
⁽²⁾ OJ No L 228, 16. 8. 1973, p. 2.

⁽³⁾ OJ No L 160, 28. 6. 1979, p. 41.
⁽⁴⁾ OJ No L 265, 23. 10. 1979, p. 12.

COMMISSION DECISION

of 21 December 1979

extending the period of application of the systems of authorization for trade in crude oil and/or petroleum products between certain Member States provided for by Decisions 79/126/EEC, 79/135/EEC, 79/397/EEC, 79/548/EEC and 79/859/EEC

(Only the Dutch and French texts are authentic)

(80/124/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Decision 77/186/EEC of 14 February 1977 on the exporting of crude oil and petroleum products from one Member State to another in the event of supply difficulties⁽¹⁾, and in particular Article 1 thereof,

After consulting the group of delegates from Member States as provided for in Directive 73/238/EEC⁽²⁾,

Whereas the present reduction of production affects the exports of crude oil to the Community;

Whereas this development could bring about disturbances in traditional trade flows of crude oil and petroleum products between Member States;

Whereas, therefore, in order to prevent such a situation, it is necessary to continue to monitor these trade flows regularly by means of a Community system;

Whereas in particular, in view of the supply situation in Belgium, France, Luxembourg and the Netherlands, provision should be made in respect of trade involving these Member States for a fourth extension of the system provided for by Decisions

79/126/EEC⁽³⁾, 79/135/EEC⁽⁴⁾, 79/397/EEC⁽⁵⁾, 79/548/EEC⁽⁶⁾ and 79/859/EEC⁽⁷⁾; whereas the Member States in question have made a request to this effect,

HAS ADOPTED THIS DECISION:

Article 1

In Articles 2 of Decisions 79/126/EEC and 79/135/EEC the date '31 March 1979' shall be replaced by '31 March 1980', unless a contrary decision is taken on the basis of Article 5 of Decision 77/186/EEC.

Article 2

This Decision is addressed to the Kingdom of Belgium, the French Republic, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands.

Done at Brussels, 21 December 1979.

For the Commission

Guido BRUNNER

Member of the Commission

⁽¹⁾ OJ No L 61, 5. 3. 1977, p. 23.

⁽²⁾ OJ No L 228, 16. 8. 1973, p. 2.

⁽³⁾ OJ No L 30, 6. 2. 1979, p. 19.

⁽⁴⁾ OJ No L 32, 8. 2. 1979, p. 39.

⁽⁵⁾ OJ No L 97, 19. 4. 1979, p. 15.

⁽⁶⁾ OJ No L 148, 16. 6. 1979, p. 52.

⁽⁷⁾ OJ No L 265, 23. 10. 1979, p. 13.

COMMISSION DECISION**of 27 December 1979****authorizing Ireland to store outside its territory during the first quarter of 1980
beef products held by its intervention agency****(Only the English text is authentic)****(80/125/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 2916/79 ⁽²⁾,

Having regard to Council Regulation (EEC) No
1055/77 of 17 May 1977 on the storage and move-
ments of products bought in by an intervention
agency ⁽³⁾, and in particular Article 4 thereof,

Whereas Article 1 (1) of Regulation (EEC) No 1055/77
provides that intervention agencies may not store
products they have bought in pursuant to Community
provisions outside the territory of the Member State
within whose jurisdiction they fall unless they have
obtained prior authorization; whereas Ireland has
applied for authorization to transport and place in
storage in other Member States during January,
February and March 1980 a total of 9 000 tonnes of
beef held by its intervention agency;

Whereas, having regard to storage capacity in Ireland
and storage possibilities in Belgium, the Netherlands
and the United Kingdom, this application should be
approved;

Whereas it is necessary for the intervention agency of
a Member State on whose territory storage takes place
to be informed of the location and quantity of the
stocks of products stored on that territory by another
intervention agency;

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

HAS ADOPTED THIS DECISION:

Article 1

1. Ireland is hereby authorized to transport and to
place in storage, between 1 January and 31 March
1980:

— approximately 7 000 tonnes of frozen unboned
beef in Belgium, the Netherlands and the United
Kingdom,

— approximately 2 000 tonnes of frozen boneless
beef in the United Kingdom.

2. The Irish intervention agency shall inform the
intervention agency of each Member State on whose
territory storage takes place of the location and quan-
tity of its stocks on that territory, and of any move-
ments of such stocks.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 27 December 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 329, 24. 12. 1979, p. 15.

⁽³⁾ OJ No L 128, 24. 5. 1977, p. 1.

COMMISSION DECISION**of 28 December 1979****authorizing the Federal Republic of Germany to restrict the marketing of seed
of certain varieties of agricultural plant species****(Only the German text is authentic)****(80/126/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 70/457/EEC of 29
September 1970 on the common catalogue of varieties
of agricultural plant species⁽¹⁾, as last amended by
Council Directive 79/967/EEC of 12 November
1979⁽²⁾, and in particular Article 15 (2), (3) and (7)
thereof,

Having regard to the application lodged by the
Federal Republic of Germany,

Whereas under Article 15 (1) of the said Directive,
seed or propagating material of varieties of agricultural
plant species which have been officially accepted
during 1977 in one or more Member States and which
also meet the conditions laid down in the said Direc-
tive are, with effect from 31 December 1979, no
longer subject to any marketing restrictions relating to
variety in the Community;

Whereas, however, Article 15 (2) thereof provides that
a Member State may be authorized upon application
to prohibit the marketing of seed and propagating
material of certain varieties;

Whereas the Federal Republic of Germany has
applied for such authorization for a certain number of
varieties of different species;

Whereas the variety Kaweintermono (sugar beet) and
the concerned varieties of oats and of maize have not
been the subject of official growing trials in the
Federal Republic of Germany in view of the German
application;

Whereas the said variety of sugar beet has been the
subject in the Federal Republic of Germany of an
application for official acceptance in so far as their
seed is to be marketed in another country (Article 4
(2) (b) thereof); whereas therefore even the applicant
has not claimed that this variety has any satisfactory
value for cultivation or use in the Federal Republic of
Germany; whereas therefore this variety can be
treated as not producing results in the Federal Repu-
blic of Germany, which, with respect to their qualities
taken as a whole as regards their value for cultivation

or use, correspond to those obtained from a compar-
able variety accepted there (first subparagraph of
Article 15 (3) (c) thereof);

Whereas the variety of oats concerned is of the winter
type; whereas the varieties of maize concerned have
an FAO maturity class index over 350; whereas it is
well known that the varieties of winter oats and the
varieties of maize which have an FAO maturity class
over 350 are at present not yet suitable for cultivation
in view of all the kinds of utilization in the Federal
Republic of Germany (second subparagraph of Article
15 (3) (c) of the said Directive);

Whereas the other varieties listed in this Decision
have been the subject of official growing trials in the
Federal Republic of Germany; whereas the results of
these trials have led the Federal Republic of Germany
to decide that these varieties are not distinct or that
their value for cultivation or use does not correspond
to other varieties accepted in the Federal Republic of
Germany;

Whereas, in respect of the varieties Bergond (Red
fescue) and Goal (Perennial rye grass), the results of
the trials show that in the Federal Republic of
Germany, when compared with the national rules
governing the acceptance of varieties there, which
apply within the framework of current Community
provisions, they are not distinct from other varieties
accepted there (Article 15 (3) (a) thereof);

Whereas therefore the application of the Federal Repu-
blic of Germany in respect of all these varieties should
be granted in full; whereas some of the concerned
varieties of maize are acceptable in the Federal Repu-
blic of Germany in so far as their seeds are intended
for fodder production (green fodder);

Whereas, in respect of the other cases the application
of the Federal Republic of Germany is under examina-
tion by the Commission; whereas it is not possible to
complete examination of the abovementioned variety
before expiry of the period provided for in Article 15
(1) of the said Directive;

Whereas it consequently seems desirable to extend for
the Federal Republic of Germany the period in ques-
tion for an appropriate time to permit a full examina-
tion of the request for those varieties (Article 15 (7) of
the said Directive);

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 293, 20. 11. 1979, p. 16.

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Seed and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

Article 1

1. The Federal Republic of Germany is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1980 common catalogue of varieties of agricultural plant species:

I. Sugar beet

Kaweintermono

II. Fodder plants

1. Festuca rubra L.
Bergond
2. Lolium perenne L.
Goal

III. Cereals

1. Avena sativa L.
Panema
2. Zea mays L.
Anemone
Bang (*)
Cirius
Dedalo H (*)
Dekalb XL 21 (*)
Dekalb XL 48
Dekalb XL 49
Dekalb XL 69
Eddy
Energamid 115 (*)
Funk's G 2646
Funk's G 2652
Funk's G 2746
Funk's G 5302
Funk's G Consul
H 734095
H 734379
Iowa U 395
Jolly UC 2302 (*)
Laser
Manon 404
Niagara Falls
Norking PX 32 (*)
Norking PX 74
Olona
Polar UC 6201
Ranger UC 8701
Redor
Roc
Royal UC 6801
Tador

Urus
White River

2. In the case of varieties of maize where an asterisk appears, the authorization given in paragraph 1 is valid only in so far as their seeds are not intended for fodder production (green fodder).

Article 2

The authorization under Article 1 shall be withdrawn as soon as it is established that the conditions thereof are no longer satisfied.

Article 3

The Federal Republic of Germany shall notify the Commission of the date from which it makes use of the authorization under Article 1 and the detailed methods to be followed. The Commission shall inform the Member States thereof.

Article 4

The period provided for in Article 15 (1) of Directive 70/457/EEC shall be extended, for the Federal Republic of Germany, beyond 31 December 1979 until 31 March 1980 in respect of the following varieties:

I. Fodderbeet

Majoral

II. Fodder plants

1. Festuca pratensis L.
Salfat
2. Lolium perenne L.
Borvi
Frances
Mirvan

III. Cereals

Zea mays L.
Cuzco 251

IV. Potatoes

Brio

Article 5

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 28 December 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 28 December 1979****authorizing the French Republic to restrict the marketing of seed of certain varieties of agricultural plant species****(Only the French text is authentic)****(80/127/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species⁽¹⁾, as last amended by Council Directive 79/967/EEC of 12 November 1979⁽²⁾, and in particular Article 15 (2) (3) and (7) thereof,

Having regard to the application lodged by the French Republic,

Whereas under Article 15 (1) of the said Directive, seeds or propagating material of varieties of agricultural plant species which have been officially accepted during 1977 in one or more Member States and which also meet the conditions laid down in the said Directive are, with effect from 31 December 1979, no longer subject to any marketing restrictions relating to variety in the Community;

Whereas, however, Article 15 (2) of the said Directive provides that a Member State may be authorized upon application to prohibit the marketing of seed and propagating material of certain varieties;

Whereas the French Republic has applied for such authorization for a certain number of varieties of different species;

Whereas the varieties of maize concerned have not been the subject of official growing trials in the French Republic in view of the French application;

Whereas these varieties of maize concerned have an FAO maturity class index of 700 or over; whereas it is well known that the varieties of maize which have an FAO maturity class index of 700 or over are not yet suitable for cultivation in the French Republic (second subparagraph of Article 15 (3) (c) of the above Directive);

Whereas Commission Decision 77/282/EEC⁽³⁾ extended the period provided for in the said Article 15 (1) for the variety Oberweihst (cocksfoot) for the

French Republic from 31 March 1977 to 31 December 1979;

Whereas the Commission completed its examination of the French application in respect of this variety before the expiry of the said period;

Whereas, for this variety, the results of the trials show that it does not produce results in the French Republic which, with respect to their resistance to harmful organisms, correspond to those obtained from a comparable variety accepted there (first subparagraph of Article 15 (3) (c) of the said Directive), although in certain circumstances this is compensated by other superior characteristics (second sentence of Article 5 (4) of the said Directive);

Whereas, therefore, the application by the French Republic in respect of seeds of all these varieties should be granted; whereas, however, the authorization for the variety of cocksfoot concerned may not be applied in all cases;

Whereas the cases of other varieties are now being carefully examined by the Commission;

Whereas in respect of the varieties Aled and Grassland's Pawera (red clover) the French Republic has not yet been able, for reasons in part beyond its control, to justify its application;

Whereas the time limit specified in Article 15 (1) of the abovementioned Directive should therefore, where the French Republic is concerned, be extended for an appropriate period to allow it to prepare the necessary information on these varieties (Article 15 (7) of the above Directive);

Whereas it is impossible to complete examination of the variety Bosquet (barley) before the time limit specified in Article 15 (1) of the said Directive;

Whereas the time limit in question shall therefore, where the French Republic is concerned, be extended for an appropriate period in order to allow complete examination of the application in respect of this variety (Article 15 (7) of the above Directive);

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 293, 20. 11. 1979, p. 16.

⁽³⁾ OJ No L 95, 19. 4. 1977, p. 21.

Committee on Seed and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION :

Article 1

1. The French Republic is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1980 common catalogue of varieties of agricultural plant species :

I. Fodder plants

Dactylis glomerata L.
Oberweihst

II. Cereals

Zea mays L.
Anemone
Dekalb XL 69
Iowa U 395
Niagara Falls
Ranger UC 8701
White River
Funk's G Consul
Olona

2. The authorization given in paragraph 1 shall not affect the introduction of seeds of the variety Oberweihst (*Dactylis glomerata* L.) into the French Republic where it is ensured by clearly legible indications, on the official label, relating to susceptibility to diseases, as well as by other appropriate means, that the varieties are not cultivated in areas of the French Republic which periodically suffer from diseases to which the varieties are susceptible.

Article 2

The authorization given in Article 1 shall be withdrawn as soon as it is established that the conditions under which it was granted are no longer met.

Article 3

The French Republic shall notify the Commission of the date from which it makes use of the authorization under Article 1 and the detailed methods to be followed.

The Commission shall transmit this information to the other Member States.

Article 4

1. The time limit specified in Article 15 (1) of Directive 70/457/EEC is, where the French Republic is concerned, extended from 31 December 1979 to 31 December 1980 in respect of the following varieties :

Fodder plants

Trifolium pratense L.
Aled
Grassland's Pawera

2. The time limit specified in paragraph 1 is, where the French Republic is concerned, extended from 31 December 1979 to 31 March 1980 in respect of the following variety :

Cereals

Hordeum vulgare L.
Bosquet

Article 5

This Decision is addressed to the French Republic.

Done at Brussels, 28 December 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 28 December 1979****authorizing the United Kingdom to restrict the marketing of seed of certain varieties of agricultural plant species****(Only the English text is authentic)****(80/128/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species⁽¹⁾, as last amended by Council Directive 79/967/EEC of 12 November 1979⁽²⁾, and in particular Article 15 (2), (3) and (7) thereof,

Having regard to the application lodged by the United Kingdom,

Whereas under Article 15 (1) of the said Directive, seeds and propagating material of varieties of agricultural plant species which have been officially accepted during 1977 in one or more Member States and which also meet the conditions laid down in the said Directive are, with effect from 31 December 1979, no longer subject to any marketing restrictions relating to variety in the Community;

Whereas, however, Article 15 (2) of the said Directive provides that a Member State may be authorized upon its application to prohibit the marketing of seed and propagating material of certain varieties;

Whereas the United Kingdom has applied for such authorization for a certain number of varieties of different species;

Whereas the varieties listed in this Decision have been the subject of official growing trials in the United Kingdom; whereas the results of these trials have led the United Kingdom to decide that these varieties are not sufficiently distinct there;

Whereas in respect of the varieties Sport (Timothy) and Echo (Wheat), the results of the trials show that in the United Kingdom, when compared with the national rules governing the acceptance of varieties there, which apply as part of current Community provisions, they are not distinct from other varieties accepted therein (first subparagraph of Article 15 (3) (a) of the said Directive);

Whereas, therefore, the application of the United Kingdom in respect of these varieties should be granted in full;

Whereas the cases of the other varieties are now being carefully examined by the Commission; whereas it is impossible to complete examination of the varieties Bingo, Ensylva, Luster, Parita (Lucerne) and Sonnet (Red fescue), Capper and Player (Perennial rye grass), Ramona (Timothy), and Vela before the time limit specified in Article 15 (1) of the said Directive;

Whereas the time limit in question shall therefore, where the United Kingdom is concerned, be extended for an appropriate period in order to allow complete examination of the application in respect of these varieties (Article 15 (7) of the above Directive);

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Seed and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1980 common catalogue of varieties of agricultural plant species:

I. Fodder plants

Phleum bertolonii DC
Sport

II. Cereals

Triticum aestivum L. emend Fiori et Paol
Echo

Article 2

The authorization given in Article 1 shall be withdrawn as soon as it is established that the conditions under which it was granted are no longer satisfied.

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 293, 20. 11. 1979, p. 16.

Article 3

The United Kingdom shall notify the Commission of the date from which it makes use of the authorization under Article 1 and the detailed methods to be followed. The Commission shall inform the other Member States thereof.

Article 4

The time limit specified in Article 15 (1) of Directive 70/457/EEC is, where the United Kingdom is concerned, extended from 31 December 1979 to 31 March 1980 in respect of the following varieties:

Fodder plants

1. Festuca rubra L.
 - Bingo
 - Ensylva
 - Luster
 - Parita
 - Sonnet

2. Lolium perenne L.
 - Capper
 - Player
3. Phleum pratense L.
 - Ramona
4. Medicago sativa L.
 - Vela

Article 5

This Decision is addressed to the United Kingdom.

Done at Brussels, 28 December 1979.

For the Commission

Finn GUNDELACH

Vice-President
