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I *Acts whose publication is obligatory*

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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EEC) No 2994/80
of 20 November 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 organi-
zation of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1870/80⁽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 agricul-
tural 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 Regula-
tion (EEC) No 2035/80⁽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
19 November 1980;

Whereas it follows from applying the detailed rules
contained in Regulation (EEC) No 2035/80 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 21
November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, 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 200, 1. 8. 1980, p. 1.

ANNEX

to the Commission Regulation of 20 November 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	58.24
10.01 B	Durum wheat	74.70 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	34.78 ⁽⁶⁾
10.03	Barley	36.35
10.04	Oats	21.77
10.05 B	Maize, other than hybrid maize for sowing	66.13 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	0 ⁽⁴⁾
10.07 C	Grain sorghum	50.86 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	95.11
11.01 B	Rye flour	62.30
11.02 A I a)	Durum wheat groats and meal	128.96
11.02 A I b)	Common wheat groats and meal	102.07

⁽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⁾ In accordance with Regulation (EEC) No 435/80, the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

⁽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 2995/80

of 20 November 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 1870/80⁽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 2036/80⁽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 19 November 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 21 November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, 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 200, 1. 8. 1980, p. 4.

ANNEX

to the Commission Regulation of 20 November 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 11	1st period 12	2nd period 1	3rd period 2
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	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 heading No	Description	Current 11	1st period 12	2nd period 1	3rd period 2	4th period 3
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 2996/80

of 20 November 1980

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

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 1917/80⁽²⁾, and in particular Article 16 (2) thereof,

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

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

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

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

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

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

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

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

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

Whereas application of the rules recalled above to the levy rates indicated by tenderers on 17 and 18 November 1980 leads to the minimum levies being fixed as indicated in Annex I to this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

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

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

⁽¹²⁾ OJ No L 331, 28. 11. 1978, p. 6.

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

⁽²⁾ OJ No L 186, 19. 7. 1980, p. 1.

⁽³⁾ OJ No L 331, 28. 11. 1978, p. 1.

⁽⁴⁾ OJ No L 169, 28. 6. 1976, p. 24.

⁽⁵⁾ OJ No L 332, 29. 11. 1978, p. 13.

⁽⁶⁾ OJ No L 169, 28. 6. 1976, p. 43.

⁽⁷⁾ OJ No L 169, 28. 6. 1976, p. 9.

⁽⁸⁾ OJ No L 142, 9. 6. 1977, p. 10.

⁽⁹⁾ OJ No L 332, 29. 11. 1978, p. 26.

⁽¹⁰⁾ OJ No L 181, 21. 7. 1977, p. 4.

Article 2

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

Article 3

This Regulation shall enter into force on 21 November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX I

Minimum import levies on olive oil

(ECU/100 kg)

CCT heading No	Greece	Non-member countries
15.07 A I a)	17.00 ⁽¹⁾	32.00 ⁽¹⁾
15.07 A I b)	16.00 ⁽¹⁾	31.00 ⁽¹⁾
15.07 A I c)	16.00 ⁽¹⁾	33.00 ⁽¹⁾
15.07 A II a)	18.00	38.00 ⁽²⁾
15.07 A II b)	24.00	56.00 ⁽³⁾

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

- (a) Greece, Spain and Lebanon : 0.60 ECU/100 kg ;
- (b) Turkey : 22.36 ECU/100 kg provided that the operator furnishes proof of having paid the export tax applied by that country ; however, the repayment may not exceed the amount of the tax in force ;
- (c) Algeria, Morocco, Tunisia : 24.78 ECU/100 kg provided that the operator furnishes proof of having paid the export tax applied by those countries ; however, the repayment may not exceed the amount of the tax in force.

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

- (a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 3.86 ECU/100 kg ;
- (b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 3.09 ECU/100 kg.

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

- (a) produced entirely in Algeria, Morocco or Tunisia and transported directly from any of those countries to the Community, the levy to be collected is reduced by 7.25 ECU/100 kg ;
- (b) produced entirely in Turkey and transported directly from that country to the Community, the levy to be collected is reduced by 5.80 ECU/100 kg.

ANNEX II

Import levies on other olive oil sector products

(ECU/100 kg)

CCT heading No	Greece	Non-member countries
07.01 N II	3.52	6.82
07.03 A II	3.52	6.82
15.17 B I a)	8.00	15.50
15.17 B I b)	12.80	24.80
23.04 A II	1.28	2.64

COMMISSION REGULATION (EEC) No 2997/80
of 20 November 1980
fixing the export refunds on malt

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1870/80⁽²⁾, and in particular the
fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary
Committee,

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

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

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

Whereas it follows from applying these detailed rules
to the present situation on the market in products
processed from cereals and rice that the export refund
should be fixed at an amount which will cover the
difference between Community prices and world
market prices;

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

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

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 21
November 1980.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁵⁾ OJ No L 273, 29. 9. 1978, p. 1.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 20 November 1980 fixing the export refunds on malt

<i>(ECU / tonne)</i>	
CCT heading No	Refund
11.07 A I b)	31.92
11.07 A II b)	28.49
11.07 B	33.20

COMMISSION REGULATION (EEC) No 2998/80
of 20 November 1980
amending Regulation (EEC) No 1379/80 as regards beef products which may be
bought in by intervention agencies

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal⁽¹⁾, as last amended by
Regulation (EEC) No 2916/79⁽²⁾, and in particular
Article 6 (5) (c) thereof,

Whereas Commission Regulation (EEC) No
1379/80⁽³⁾, as last amended by Regulation (EEC) No
2890/80⁽⁴⁾, fixed the list of products which may be
bought in by intervention agencies; whereas, as
regards Ireland and the United Kingdom, the said list
must be amended in order to facilitate the sale of the
products so bought in;

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 1379/80 is hereby
replaced by the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 24
November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 329, 29. 12. 1979, p. 1.

⁽³⁾ OJ No L 140, 5. 6. 1980, p. 54.

⁽⁴⁾ OJ No L 299, 8. 11. 1980, p. 7.

ANNEXE — ANHANG — ALLEGATO — BIJLAGE — ANNEX — BILAG

Prix d'achat en Écus par 100 kilogrammes de produits
 Ankaufspreis in ECU je 100 kg des Erzeugnisse
 Prezzi di acquisto in ECU per 100 kg di prodotti
 Aankoopprijs in Ecu per 100 kg produkt
 Buying in price in ECU per 100 kg of product
 Opkøbspris i ECU pr. 100 kg af produkterne

	Limite supérieure Obere Grenze Limite superiore Bovengrenzen Upper limit Maksimum	Limite inférieure Untere Grenze Limite inferiore Ondergrenzen Lower limit Minimum
DEUTSCHLAND		
— <i>Hinterviertel gerade Schnitfführung mit 5 Rippen, stammend von:</i>		
Bullen A	328,518	321,613
Ochsen A	322,340	315,436
BELGIQUE/BELGIË		
— <i>Quartiers arrière, découpe droite à 5 côtes, provenant des:</i>		
— <i>Achtervoeten, recht afgesneden op 5 ribben, afkomstig van:</i>		
Bœufs 55 % / Ossen 55 %	309,731	288,753
Génisses 55 % / Vaarzen 55 %	303,561	282,584
Taureaux 55 % / Stieren 55 %	306,029	285,052
DANMARK		
— <i>Bagfjerdinger, udskåret med 8 ribben, såkaldte »pistoler«, af:</i>		
Kvier I	293,913	289,382
Stude I	308,156	303,624
Type P	314,630	310,098
Ungtyre I	328,872	324,341
FRANCE		
— <i>Quartiers arrière, découpe à 8 côtes, dite »pistola«, provenant des:</i>		
Bœufs U	383,616	367,368
Bœufs R	358,475	342,227
Bœufs O	337,781	321,533
Jeunes bovins U	358,817	346,845
Jeunes bovins R	342,911	330,939
Jeunes bovins O	319,823	307,850
IRELAND		
— <i>Hindquarters, straight cut at third rib, from:</i>		
Steers 1	293,065	287,301
Steers 2	284,116	278,352
— <i>Hindquarters, 'pistola' cut at eighth rib, from:</i>		
Steers 1	305,275	299,511
Steers 2	295,947	290,183

	<i>Limite supérieure</i> <i>Obere Grenze</i> <i>Limite superiore</i> <i>Bovengrenzen</i> <i>Upper limit</i> <i>Maksimum</i>	<i>Limite inférieure</i> <i>Untere Grenze</i> <i>Limite inferiore</i> <i>Ondergrenzen</i> <i>Lower limit</i> <i>Minimum</i>
ITALIA		
— <i>Quarti posteriori, taglio a 5 costole, detto pistola, provenienti dai:</i>		
Vitelloni 1	395,581	386,080
Vitelloni 2	373,988	364,488
LUXEMBOURG		
— <i>Quartiers arrière, découpe à 8 côtes, dite « pistola », provenant des:</i>		
Bœufs, génisses, taureaux extra	335,891	327,006
NEDERLAND		
— <i>Achtervoeten, recht afgesneden op 5 ribben, afkomstig van:</i>		
Vaarzen, le kwaliteit	305,307	294,569
Stieren, le kwaliteit	320,697	309,960
UNITED KINGDOM		
A. Great Britain		
— <i>Hindquarters, straight cut at third rib, from:</i>		
Steers M	303,190	298,987
Steers H	300,006	295,803
Heifers M/H	287,252	283,050
— <i>Hindquarters, 'pistola' cut at eighth rib, from:</i>		
Steers M	315,830	311,628
Steers H	312,517	308,314
Heifers M/H	299,214	295,011
B. Northern Ireland		
— <i>Hindquarters, straight cut at third rib, from:</i>		
Steers L/M	296,789	292,586
Steers L/H	291,439	287,236
Steers T	293,104	288,901
Heifers T	282,258	278,055
— <i>Hindquarters, 'pistola' cut at eighth rib, from:</i>		
Steers L/M	309,155	304,952
Steers L/H	303,578	299,375
Steers T	305,324	301,121
Heifers T	294,025	289,822

COMMISSION REGULATION (EEC) No 2999/80

of 20 November 1980

imposing a provisional anti-dumping duty on vinyl acetate monomer originating in the United States of America

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3017/79 of 20 December 1979 on protection against dumped or subsidized imports from countries not members of the European Economic Community⁽¹⁾, and in particular Articles 10 and 11 thereof,

After consultations within the Advisory Committee set up under that Regulation,

Whereas in June 1980 the Commission received a complaint lodged by the European Council of Chemical Manufacturers' Federations (CEFIC) on behalf of manufacturers accounting for all of the Community production of vinyl acetate monomer; whereas the complaint contained evidence of the existence of dumping in respect of the like product originating in the United States of America, and of material injury resulting therefrom;

Whereas the said information provided sufficient evidence to justify initiating a proceeding; whereas the Commission accordingly announced, by a notice published in the *Official Journal of the European Communities*⁽²⁾, the initiation of a proceeding concerning imports of vinyl acetate monomer originating in the United States of America, and commenced an investigation of the matter at Community level;

Whereas the Commission officially so advised the exporters and importers known to be concerned, as well as the representatives of the exporting country and the complainants;

Whereas the Commission has given all parties directly concerned the opportunity to make known their views in writing and to be heard orally; whereas most of the importing and exporting parties known to be concerned have taken this opportunity;

Whereas, in order to arrive at a preliminary determination of dumping and injury, the Commission sought and verified all information it deemed to be necessary

and carried out inspections at the premises of exporters and importers accounting for almost all imports of the product concerned, including in the United States of America, Celanese Chemical Company Inc., Dallas; US Industrial Chemicals Co., New York; Borden Inc., New York and Union Carbide Corporation, New York; whereas one exporter, Fallek Chemical Company, New York, refused to provide the necessary information and another exporter, Gill and Duffus Chemicals Inc., New York, was not willing to receive Commission officials; whereas the Commission also carried out inspections at the premises of Amcel Europe SA, Brussels, Belgium, subsidiary of Celanese Chemical Company Inc.; of Fluidiks BV, Amsterdam, Netherlands, importer and agent for two US exporters; of Phillips Petroleum Chemicals NV/SA, Overijse, Belgium, on behalf of a related exporter, International Petroleum Sales Inc.; and of one of the main Community producers, Rhône Poulenc SA, Paris, France; whereas the Commission requested and received very detailed written submissions from all EEC producers with respect to the question of injury and causation thereof;

Whereas account was also taken of information submitted by various EEC consumers of vinyl acetate monomer and of the arguments advanced by them;

Whereas, for the preliminary examination of dumping, the Commission compared export prices to the Community with domestic prices on the US market; whereas, for these comparisons representative or weighted average ex-factory prices were used for 1979 and the first six months of 1980, and account was taken, where appropriate, of differences affecting price comparability, such as differences in quantities, differences in conditions and terms of sale and differences in the level of trade;

Whereas, the preliminary examination showed, with respect to 1979 that virtually no dumping of vinyl acetate monomer of US origin has occurred; whereas with respect to the first six months of 1980, when exports increased sharply, investigations involving 70 % of all exports led to the preliminary finding that dumping had occurred; whereas the weighted average dumping margin found on dumped exports amounts to 10.6 %;

Whereas with respect to specific companies investigated the preliminary results are as follows:

⁽¹⁾ OJ No L 339, 31. 12. 1979, p. 1.

⁽²⁾ OJ No C 169, 9. 7. 1980, p. 2.

- with respect to US Industrial Chemicals Co. dumping was found, the weighted average margin of which amounts to 10.6 % for the first six months of 1980; account has been taken of the fact that sales were made at different levels of trade; a claim made by the company to allow for a 10 to 15 % discount to its distributor, as allegedly common in the United States in this branch of industry, could only be accepted in part as such an allowance had to be based on the lesser costs directly attributable to the difference in the levels of trade;
- with respect to Union Carbide Corporation dumping was found on the basis of the best evidence available, the weighted average margin of which amounts to 10.6 %; it has been confirmed by information provided by the company itself that a dumping margin of at least such an amount existed;
- with respect to Borden Inc., it was found that no direct exports were made to the Community;
- with respect to Celanese Chemical Company Inc. the price comparisons were influenced by the fact that quantities and prices varied both for sales on the US domestic market and for exports to the Community; it was decided for the purpose of the preliminary investigation to compare the most representative weighted average prices on the domestic market with the export prices to the Community, both at an ex-factory level; on this basis, no dumping was found;
- with respect to Philips Petroleum Company the price comparison was based on weighted average prices in the United States and export prices to the Community; no price adjustments or allowances were claimed or deemed necessary for the purpose of the preliminary investigation; on the basis of this comparison, no dumping was found;

Whereas, with regard to the injury caused by the dumped imports to the Community industry, the evidence made available to the Commission during the preliminary investigation showed that total imports of US vinyl acetate monomer into the Community increased from 14 820 tonnes in 1977 to approximately 32 500 tonnes for the first six months of 1980; whereas it was shown that a substantial quantity of these were imported at dumped prices;

Whereas the Commission has taken account of the fact that, both in the Community and in the United States, a large part of the vinyl acetate monomer production is consumed captively by the producers themselves; whereas the share of the free, i.e. non-captive, market held by US imports has increased from 9.8 % in 1977 to approximately 31.5 % for the first six months of 1980; whereas the market share of dumped imports amounts to 17 % in the first six months of 1980;

Whereas a further increase in imports has occurred afterwards; whereas these increases are due in large part to the fact that the Community market seems to form the most likely export market for the United States where actual production and production capacity exceed the domestic demand;

Whereas with respect to resale prices in the Community of imported vinyl acetate monomer from the United States a distinction can be made between those, generally larger, exporters who have traditionally supplied a substantially identical group of customers in the Community and who have generally adhered to responsible pricing policies and those companies who tend to sell less regularly, mostly to different customers, as well as those who have recently entered the Community's vinyl acetate market; whereas, particularly in the first and second quarters of 1980, resale prices of the latter companies have substantially undercut the prices of locally produced vinyl acetate monomer;

Whereas the consequent impact on the Community industry originally consisted of price suppression, recently took the form of price depression and led to a reduction of market shares held by EEC producers of approximately 21.5 % between 1977 and 1980; whereas some Community producers have sharply reduced their production levels as a result; whereas others have tried to maintain remaining market shares by selling at ever lower prices;

Whereas at present all Community producers are forced to sell at prices which are not sufficient to recover the increased costs and are unable to remedy this situation by means of using more product captively; whereas as a result, all producers are incurring losses, some of which are extremely high; whereas various producers are considering the termination of their production of vinyl acetate monomer altogether which may threaten the employment of approximately 1 070 workers;

Whereas the Commission has considered the injury caused by other factors which, individually or in combination, are also affecting the Community industry; whereas it has determined in this context that the level of demand and consumption in the Community has remained relatively stable in spite of certain market fluctuations; whereas, furthermore, the volume of non-dumped imports has not shown the same sudden increase as the volume of dumped imports, even if they amount to significant quantities and were sold at prices which, given the highly competitive nature of the market, were not substantially different; whereas the influence of these non-dumped imports on the vinyl acetate monomer market has been isolated from the dumped imports; whereas the substantial and sudden increase in the volume of imports of dumped vinyl acetate monomer and the prices at which such dumped imports have

been offered for sale have led the Commission to conclude that the impact caused by the dumped imports taken by themselves constitutes material injury;

Whereas in these circumstances and in order to prevent injury being caused during the proceeding, the interests of the Community call for immediate intervention consisting in the imposition of a provisional anti-dumping duty on imports of vinyl acetate monomer originating in the United States of America, at a rate which, having regard to the extent of injury caused, should be equal to the dumping margins provisionally established; whereas in this context, the Commission has considered the effects which any protective measures would have on the so-called non-integrated producers of paints and adhesives, products for which vinyl acetate monomer is one of the base raw materials; whereas those effects, coupled with the level of the provisional duty, have not led to other conclusions;

Whereas, one of the exporters, US Industrial Chemicals Co., has meanwhile voluntarily undertaken to increase its price to levels which eliminate the dumping margin found; whereas the Commission considers this undertaking to be acceptable; whereas it is consequently appropriate to exclude the imports of the products manufactured and exported by this company from the application of the duty;

HAS ADOPTED THIS REGULATION:

Article 1

1. A provisional anti-dumping duty is hereby imposed on vinyl acetate monomer falling within Common Customs Tariff subheading ex 29.14 A II c) 1 and corresponding to NIMEXE code 29.14-32 originating in the United States of America.

2. This duty shall not apply to vinyl acetate monomer exported by:

- Celanese Chemical Company Inc., Dallas, USA,
- International Petroleum Sales Inc., Panama, a member of the Phillips Petroleum group, and
- US Industrial Chemicals Co., a division of National Distillers and Chemical Corporation, New York, USA.

3. The duty referred to in paragraph 1 shall be at a rate of 10.6 % on the basis of the value declared in accordance with Commission Regulation (EEC) No 1496/80 of 11 June 1980 on the declaration of particulars relating to customs value and on documents to be furnished ⁽¹⁾.

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

5. The release for free circulation in the Community of the products referred to in paragraph 1 shall be subject to payment of a deposit, equivalent to the amount of the provisional duty.

Article 2

Without prejudice to Article 7 (4) (b) and (c) of Regulation (EEC) No 3017/79, the parties concerned may make known their views, and apply to be heard orally by the Commission, within a month of the entry into force of this Regulation.

Subject to Articles 11, 12 and 14 of Regulation (EEC) No 3017/79, this Regulation shall be applicable for four months or until the adoption by the Council of definitive measures.

Article 3

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

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

Done at Brussels, 20 November 1980.

For the Commission

Wilhelm HAFERKAMP

Vice-President

⁽¹⁾ OJ No L 154, 21. 6. 1980, p. 16.

COMMISSION REGULATION (EEC) No 3001/80
of 20 November 1980

re-establishing the levying of customs duties on fibre building boards of wood or other vegetable material, falling within heading No 44.11 and originating in developing countries, to which the preferential tariff arrangements 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) 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 is 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 or 115 % of that fixed for 1979;

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

Whereas, in respect of fibre building board of wood or other vegetable material, whether or not bonded with natural or artificial resins or with other organic

binders, falling within heading No 44.11, the ceiling, calculated as indicated above, should be 11 426 000 European units of account; whereas on 17 November 1980 the amounts of imports into the Community of the products in question, originating in countries and territories covered by preferential tariff arrangements, reached that ceiling; whereas, bearing in mind the objectives of Regulation (EEC) No 2789/79 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

As from 24 November 1980, 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, coming from from any beneficiary country or territory, with the exception of those listed in Annex C to Regulation (EEC) No 2789/79:

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

Article 2

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

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

Done at Brussels, 20 November 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 328, 24. 12. 1979, p. 25.

COMMISSION REGULATION (EEC) No 3002/80**of 20 November 1980****altering the rates of the refunds applicable to certain milk 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 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular Article 17 (5) thereof,

Whereas Commission Regulation (EEC) No 2813/80 of 31 October 1980⁽³⁾ has fixed the rates of refunds applicable from 1 November 1980 to certain dairy products exported in the form of goods not covered by Annex II to the Treaty ;

Whereas the rates of the refunds per 100 kilograms of each of the basic products concerned shall be fixed for each month, according to the first subparagraph of Article 4 (1) of 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⁽⁴⁾ as last amended by Regula-

tion (EEC) No 707/78⁽⁵⁾; whereas these rules, established in order to create security conditions necessary for the processing industry to conclude their export contracts, should not form an obstacle to adjusting the rates of refunds during the month for which they were fixed in exceptional situations created by important fluctuations of the world market prices ; whereas it is therefore necessary to alter the rates of the refunds which applied to certain milk products exported in the form of products which are not included in Annex II to the Treaty,

HAS ADOPTED THIS REGULATION :

Article 1

The rates of the refunds applicable to certain milk products exported in the form of the products which appear in the Annex to Regulation (EEC) No 804/68 are hereby altered as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 292, 1. 11. 1980, p. 33.

⁽⁴⁾ OJ No L 289, 27. 12. 1972, p. 13.

⁽⁵⁾ OJ No L 94, 8. 4. 1978, p. 7.

ANNEX

to the Commission Regulation of 20 November 1980 altering the rates of the refunds applicable 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	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):	
	a) On exportation of goods of CCT heading No 35.01	—
	b) on exportation of goods of CCT subheadings 18.06 D, 19.02 B II, 21.07 D II and 21.07 G with the exception of those put up for retail sale in rigid hermetically sealed packing of a net capacity of 2.5 kg or less ⁽¹⁾	30.00
	c) On exportation of other goods	40.00
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)	87.00
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)	20.77
ex 04.03	Butter, with a fat content by weight of 82 % (PG 6):	
	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:	
	— goods falling within CCT heading No 19.08 or subheadings 18.06 B and 21.07 C,	—
	— 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,	—
	— raw doughs and powdered preparations falling within CCT subheading 19.02 B II b)	—
	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 %	161.48
	c) on exportation of goods of CCT subheadings 18.06 D and 21.07 G VI to IX other than those mentioned under a) and b)	100.00
	d) On exportation of other goods	150.00

⁽¹⁾ For the purposes of this provision:

— 'put up for retail sale' means:

a packing on which the description, the composition and the net content of the goods is printed,

— 'rigid packing' means:

a packing which does not lose its shape, even when empty.

COMMISSION REGULATION (EEC) No 3003/80**of 20 November 1980****correcting Regulation (EEC) No 2956/80 fixing for the United Kingdom the level of the variable slaughter premium for sheep and the amounts to be charged on products leaving that Member State**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat⁽¹⁾,

Having regard to Commission Regulation (EEC) No 2661/80 of 17 October 1980 laying down detailed rules for applying the variable slaughter premium for sheep⁽²⁾, and in particular Articles 3 (1) and 4 (1) thereof,

Whereas the variable slaughter premium for sheep certified as eligible in the United Kingdom, and the amounts to be charged on products leaving that Member State, during the week commencing 20 October 1980 was fixed by Regulation (EEC) No 2956/80⁽³⁾; whereas verification has shown that there

is an error in the Annex to that Regulation; whereas the said Regulation should therefore be corrected,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts '82.502' and '97.503' given in the Annex to Regulation (EEC) No 2956/80 against subheadings 02.01 A IV b) 5 aa) and 02.01 A IV b) 5 bb) of the Common Customs Tariff are hereby replaced by the amounts '97.503' and '136.504'.

Article 2

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 20 October 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 276, 20. 10. 1980, p. 19.

⁽³⁾ OJ No L 306, 15. 11. 1980, p. 21.

COMMISSION REGULATION (EEC) No 3004/80**of 20 November 1980****altering the export refunds 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 1870/80⁽²⁾, and in particular 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⁽³⁾, as last amended by Regulation (EEC) No 1871/80⁽⁴⁾, and in particular the fourth subparagraph of Article 17 (2) thereof,

Whereas the export refunds on products processed from cereals and rice were fixed by Regulation (EEC) No 2803/80⁽⁵⁾, as last amended by Regulation (EEC) No 2947/80⁽⁶⁾;

Whereas it follows from applying the rules, criteria and other provisions contained in Regulation (EEC) No 2803/80 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 ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The export refunds on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation (EEC) No 1418/76 and subject to Regulation (EEC) No 2744/75⁽⁷⁾, as fixed in the Annex to amended Regulation (EEC) No 2803/80, are hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 21 November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 184, 17. 7. 1980, p. 4.

⁽⁵⁾ OJ No L 292, 1. 11. 1980, p. 9.

⁽⁶⁾ OJ No L 305, 14. 11. 1980, p. 54.

⁽⁷⁾ OJ No L 281, 1. 11. 1975, p. 65.

ANNEX

to the Commission Regulation of 20 November 1980 altering the export refunds on products processed from cereals and rice

(ECU/tonne)

Number in nomenclature used for refunds	Nomenclature in simplified wording	Refund
11.01 C (I)	Barley flour, of an ash content, referred to dry matter, not exceeding 0.9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % weight	31.50
11.01 C (II)	Barley flour not included under No 11.01 C (I)	—
11.01 D (I)	Oat flour, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a crude fibre content, referred to dry matter, not exceeding 1.8 % by weight, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated	27.00
11.01 D (II)	Oat flour not included under No 11.01 D (I)	—
11.01 E (I)	Maize flour, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight	90.02
11.01 E (II)	Maize flour, of a fat content, referred to dry matter, exceeding 1.3 % but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % by weight	—
11.01 E (III)	Maize flour not included under No 11.01 E (I) and (II)	—
11.01 F	Rice flour	13.98
11.02 A III (a)	Barley groats and meal, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight	32.55
11.02 A III (b)	Barley groats and meal not included under No 11.02 A III (a)	—
11.02 A IV (a)	Oat groats and meal, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated	27.00
11.02 A IV (b)	Oat groats and meal not included under No 11.02 A IV (a)	—
11.02 A V (a)	Maize groats and meal, of a fat content, referred to dry matter, not exceeding 0.9 % by weight and a crude fibre content, referred to dry matter, not exceeding 0.6 % by weight ⁽¹⁾	115.74
11.02 A V (b)	Maize groats and meal, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight ⁽¹⁾	90.02
11.02 A V (c)	Maize groats and meal, of a fat content, referred to dry matter, exceeding 1.3 % by weight but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1.0 % weight ⁽¹⁾	77.16
11.02 A VI	Rice groats and meal	13.98
11.02 B I a) 1 (aa)	Hulled (shelled or husked) barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight ⁽²⁾	31.50
11.02 B I a) 1 (bb)	Hulled (shelled or husked) barley not included under No 11.02 B I a) 1 (aa) ⁽²⁾	—
11.02 B I a) 2 (aa)	Clipped oats	—
11.02 B I a) 2 bb) (11)	Hulled (shelled or husked) oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.5 % of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated ⁽²⁾	24.00
11.02 B I a) 2 bb) (22)	Hulled (shelled or husked) oats, not included under No 11.02 B I a) 2 bb) (11) ⁽²⁾	—

Number in nomenclature used for refunds	Nomenclature in simplified wording	(ECU/tonne)	Refund
11.02 B I b) 1 (aa)	Hulled and sliced or kibbled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight ('Grütze' or 'Grutten') ⁽²⁾	31.50	
11.02 B I b) 1 (bb)	Hulled and sliced or kibbled barley, not included under No 11.02 B I b) 1 (aa) ('Grütze' or 'Grutten') ⁽²⁾	—	
11.02 B I b) 2 (aa)	Hulled and sliced or kibbled oats, of an ash content, referred to dry matter, not exceeding 2.3 % weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated ('Grütze' or 'Grutten') ⁽²⁾	25.50	
11.02 B I b) 2 (bb)	Hulled and sliced or kibbled oats not included under No 11.02 B I b) 2 (aa) ('Grütze' or 'Grutten') ⁽²⁾	—	
11.02 B II a) (1)	Hulled (shelled or husked) wheat, not sliced or kibbled ⁽²⁾	—	
11.02 C III (a)	Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 1st category ⁽³⁾	42.00	
11.02 C III (b)	Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 2nd category ⁽³⁾	33.60	
11.02 C IV	Pearled oats ⁽³⁾	—	
11.02 D I	Wheat not otherwise worked than kibbled	—	
11.02 D II	Rye not otherwise worked than kibbled	—	
11.02 E I b) 1 (aa)	Flaked oats, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.9 % by weight	31.50	
11.02 E I b) 1 (bb)	Flaked barley not included under 11.02 E I b) 1 (aa)	—	
11.02 E I b) 2 (aa)	Flaked oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content not exceeding 0.1 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated	30.00	
11.02 E I b) 2 (bb)	Flaked oats, of an ash content, referred to dry matter, not exceeding 2.3 % by weight, of a tegument content exceeding 0.1 % but not exceeding 1.5 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated	24.00	
11.02 E I b) 2 (cc)	Flaked oats not included under Nos 11.02 E I b) 2 (aa) and 11.02 E I b) 2 (bb)	—	
ex 11.02 E II c) (1)	Flaked maize, of a fat content, referred to dry matter, not exceeding 0.9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.7 % by weight	102.88	
ex 11.02 E II c) (2)	Flaked maize, of a fat content, referred to dry matter, not exceeding 1.3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0.8 % by weight	83.59	
ex 11.02 E II c) (3)	Flaked maize, of a fat content, referred to dry matter, exceeding 1.3 % but not exceeding 1.7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % weight	—	
11.02 E II d) 1	Flaked rice	13.98	
11.02 F III	Barley pellets	—	
11.02 F IV	Oat pellets	—	
11.02 F V	Maize pellets	—	
11.02 G I	Wheat germ, whole, rolled, flaked or ground	10.00	
11.02 G II	Germ of cereals other than wheat, whole, rolled, flaked or ground	16.08	

Number in nomenclature used for refunds	Nomenclature in simplified wording	Refund (ECU/tonne)
11.07 A I a)	Unroasted malt, obtained from wheat, in the form of flour	71.20
11.07 A II a)	Unroasted malt, other than that obtained from wheat, in the form of flour	37.38
11.08 A I	Maize starch ⁽⁵⁾ (⁶)	103.52
11.08 A II	Rice starch ⁽⁶⁾	—
11.08 A III	Wheat starch ⁽⁵⁾ (⁶)	88.00
11.08 A IV	Potato starch ⁽⁵⁾ (⁷)	103.52
11.08 A V	Starches other than maize, rice, wheat, or potato starch ⁽⁶⁾	—
11.09 A	Dried wheat gluten, of a protein content, referred to dry matter, of 82 % or more by weight ($N \times 6.25$) ⁽⁵⁾	139.76
17.02 B II a)	Glucose other than glucose containing, in the dry state, 99 % or more by weight of the pure product, in the form of white crystalline powder, whether or not agglomerated ⁽⁴⁾ (⁵)	135.03
17.02 B II b)	Glucose and glucose syrup not containing, in the dry state, 99 % or more by weight of the pure product, other than glucose in the form of white crystalline powder, whether or not agglomerated ⁽⁴⁾ (⁵)	103.52
21.07 F II	Flavoured or coloured glucose and glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated ⁽⁵⁾	103.52
23.02 A I a)	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice of a starch content not exceeding 35 % by weight	10.02
23.02 A I b) 2	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content exceeding 35 % by weight, and not having undergone a denaturing process, or of a starch content exceeding 45 % by weight and having undergone denaturing process	10.02
23.02 A II a)	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content not exceeding 28 % by weight and of which the percentage which passes through a sieve with an aperture of 0.2 mm does not exceed 10 % by weight or of which the sifted product has an ash content, calculated on dry matter, not exceeding 1.5 % by weight	10.02
23.02 A II b)	Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, not included under No 23.02 A II a)	10.02
23.03 A I	Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on dry matter, of 63 % or more by weight ($N \times 6.25$) ⁽⁵⁾	119.19

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- (1) The export refund is paid in respect of maize, groats and meal :
— of which a percentage not exceeding 30 % passes through a sieve with an aperture of 315 microns,
— of which a percentage not exceeding 5 % passes through a sieve with an aperture of 150 microns.
- (2) 'Hulled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).
- (3) 'Pearled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).
- (4) Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading 17.02 B I enjoys the same export refund as the product falling within subheading 17.02 B II.
- (5) The export refund to be granted shall be arrived at by first applying the monetary coefficient to the amount shown in this column and, thereafter, deducting a sum equal to the production refund per tonne of finished product as follows :
— 11.08 A I, 11.08 A IV, 11.08 A V, 17.02 B II b) and 21.07 F : 27.74 ECU/tonne,
— 11.08 A III : 54.27 ECU/tonne,
— 11.09 A : 98.68 ECU/tonne,
— 17.02 B II a) : 36.18 ECU/tonne,
— 23.03 A I : 34.46 ECU/tonne.
- (6) The export refund is granted on products falling within this subheading which have a starch content of not less than 85 % by weight.
- (7) The export refund is granted on products falling within this subheading which have a starch content of not less than 78 % by weight.
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COMMISSION REGULATION (EEC) No 3005/80
of 20 November 1980
altering the export refunds on cereal-based compound feedingstuffs

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1870/80⁽²⁾, and in particular the
fourth subparagraph of Article 16 (2) thereof,

Whereas the export refunds on cereal-based
compound feedingstuffs were fixed by Regulation
(EEC) No 2804/80⁽³⁾, as amended by Regulation
(EEC) No 2948/80⁽⁴⁾;

Whereas it follows from applying the rules, criteria
and other provisions contained in Regulation (EEC)
No 2804/80 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 ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The export refunds on the compound feedingstuffs
covered by Regulation (EEC) No 2727/75 and subject
to Regulation (EEC) No 2743/75⁽⁵⁾, fixed in the
Annex to amended Regulation (EEC) No 2804/80, are
hereby altered as shown in the Annex to this Regula-
tion.

Article 2

This Regulation shall enter into force on 21
November 1980.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 1.

⁽³⁾ OJ No L 292, 1. 11. 1980, p. 15.

⁽⁴⁾ OJ No L 305, 14. 11. 1980, p. 59.

⁽⁵⁾ OJ No L 281, 1. 11. 1975, p. 60.

ANNEX

to the Commission Regulation of 20 November 1980 altering the export refunds on cereal-based compound feedingstuffs

(ECU/tonne)

CCT heading No	Special specification for refund	Nomenclature in simplified wording	Refund
23.07 B I		Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 2743/75, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04 and subheadings 17.02 A and 21.07 F I): Of a milk powder content of less than 50 % by weight and of a cereal products ⁽¹⁾ content by weight:	
	3010	— Exceeding 5 % but not exceeding 15 %	— ⁽²⁾ 5.07 ⁽³⁾
	4010	— Exceeding 15 % but not exceeding 30 %	— ⁽²⁾ 12.67 ⁽³⁾
	5010	— Exceeding 30 % but not exceeding 50 %	— ⁽²⁾ 22.80 ⁽³⁾
	6010	— Exceeding 50 % but not exceeding 65 %	— ⁽²⁾ 30.40 ⁽³⁾
	7010	— Exceeding 65 %	— ⁽²⁾ 38.00 ⁽³⁾

⁽¹⁾ 'Cereal products' means the products falling within Chapter 10 and heading Nos 11.01 and 11.02 (excluding subheading 11.02 G) of the Common Customs Tariff.

⁽²⁾ For exports to the USSR.

⁽³⁾ For exports to other third countries.

COMMISSION REGULATION (EEC) No 3006/80
of 20 November 1980
fixing the export levy 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 17 (6) thereof,

Having regard to Council Regulation (EEC) No 608/72 of 23 March 1972 laying down rules to be applied in cases of considerable price rises on the world sugar market⁽³⁾, and in particular Article 1 (2) thereof,

Whereas the export levy on white sugar and raw sugar was fixed by Regulation (EEC) No 2005/80⁽⁴⁾, as last amended by Regulation (EEC) No 2992/80⁽⁵⁾;

Whereas it follows from applying the rules, criteria and other provisions contained in the Regulation (EEC) No 2005/80 to the information at present available to the Commission, that the export levy at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The export levy on sugar provided for in the first subparagraph of Article 17 (1) of Regulation (EEC) No 3330/74 is fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 21 November 1980.

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

Done at Brussels, 20 November 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 75, 28. 3. 1972, p. 5.

⁽⁴⁾ OJ No L 195, 29. 7. 1980, p. 33.

⁽⁵⁾ OJ No L 310, 20. 11. 1980, p. 16.

ANNEX

to the Commission Regulation of 20 November 1980 fixing the export levy on white sugar and raw sugar

(ECU/100 kg)		
CCT heading No	Description	Amount of the export levy
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar ; flavoured or coloured sugar	16.10
	ex B. Raw sugar other than candy sugar	24.66 ⁽¹⁾

⁽¹⁾ This amount applies to raw sugar with a 92 % yield. If the yield of the exported raw sugar is different from 92 % the levy to be applied shall be calculated in conformity with Article 2 of Regulation (EEC) No 825/75.

COMMISSION REGULATION (EEC) No 3007/80**of 20 November 1980****fixing the export refunds on rice and broken rice**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EEC) No 1871/80 ⁽²⁾, and in particular the first sentence of the fourth subparagraph of Article 17 (2) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas Article 2 of Council Regulation (EEC) No 1431/76 of 21 June 1976 laying down general rules for granting export refunds on rice and criteria for fixing the amount of such refunds ⁽³⁾, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of rice and broken rice on the Community market on the one hand and prices for rice and broken rice on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on the rice market and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances of the Community market;

Whereas Regulation (EEC) No 1361/76 ⁽⁴⁾ lays down the maximum percentage of broken rice allowed in rice for which an export refund is fixed and specifies the percentage by which that refund is to be reduced where the proportion of broken rice in the rice exported exceeds that maximum;

Whereas Article 3 of Regulation (EEC) No 1431/76 defines the specific criteria to be taken into account when the export refund on rice and broken rice is being calculated;

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

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

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

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

Whereas it follows from applying these rules and criteria to the present situation on the market in rice and in particular to quotations or prices for rice and broken rice within the Community and on the world market, that the refund should be fixed as set out in the Annex hereto;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 of Regulation (EEC) No 1418/76 with the exception of those listed in paragraph 1 (c) of that Article, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 November 1980.

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 184, 17. 7. 1980, p. 4.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 36.

⁽⁴⁾ OJ No L 154, 15. 6. 1976, p. 11.

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

Done at Brussels, 20 November 1980.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 20 November 1980 fixing the export refunds on rice and broken rice

CCT heading No	Description	Amount of refund (ECU/tonne)
ex 10.06	Rice : B. I. Paddy rice ; husked rice : b) Husked rice : 1. Round grain — 2. Long grain for export to : — Austria, Liechtenstein, Portugal, Switzerland and the communes of Livigno and Campione d'Italia 52.00 — Other third countries — II. Semi-milled or wholly milled rice : a) Semi-milled rice : 1. Round grain — 2. Long grain — b) Wholly milled rice : 1. Round grain — 2. Long grain for export to : — Austria, Liechtenstein, Switzerland, the communes of Livigno and Campione d'Italia as well as destinations mentioned in Article 3 of Commission Regulation (EEC) No 192/75⁽¹⁾ and Zone I 65.00 — Other third countries — III. Broken rice —	

⁽¹⁾ OJ No L 25, 17. 1. 1975, p. 1.

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

