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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1169/76

of 17 May 1976

**concerning import arrangements for certain textile products originating in
Brazil**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to the proposal from the Commission,

Whereas, in the context of the arrangement regarding
international trade in textiles, the European Economic
Community and Brazil have negotiated an Agreement
on trade in textile products; whereas the Commission
has submitted to the Council a recommendation for a
Regulation concluding that Agreement;

Whereas, for the purpose of applying the Agreement
which has been negotiated, import arrangements for
the products in question should be adopted and put
into force immediately;

Whereas the Agreement requires the Community to
admit imports of certain textile products within
quantitative limits, the observance of which will be
guaranteed by an agreed system of bilateral checking;

Whereas the appropriate provisions for 1976 and 1977
should therefore be adopted, including the criteria for
the allocation of the quantitative limits agreed with
Brazil;

Whereas, because of the considerable disparities
between the conditions now governing imports of the
products concerned into the Member States and
because of the particular sensitivity of the Commu-
nity's textile industry, standardization of these import
conditions can only be achieved progressively;
whereas the criterion to be adopted for the allocation
of the Community quantitative limits should therefore
be the gradual adjustment of the amounts admitted
under current import conditions to the supply require-
ments of the market;

Whereas imports should be set off against the quantita-
tive limits fixed for the year in which the goods were
exported from Brazil;

Whereas, with the exception of the products covered
by Category 2 of the table in Annex A, those products
which enter the Community's customs territory under
inward processing or other temporary admission
arrangements and are re-exported therefrom in their
original condition or after processing should not be
set off against the abovementioned quantitative limits,

HAS ADOPTED THIS REGULATION:

Article 1

1. During 1976 and 1977 imports into the Commu-
nity of the textile products listed in Annex A and origi-
nating in Brazil shall be subject to the quantitative
limits agreed with Brazil and set out in that Annex,
and to the presentation of an export certificate issued
by the authorities of that country.

2. These quantitative limits shall be allocated
among the Member States in accordance with the
procedure laid down in Council Regulation (EEC) No
1023/70 of 25 May 1970 establishing a common proce-
dure for administering quantitative quotas⁽¹⁾, and in
particular in Article 11 thereof, in such a way as to
ensure the expansion and orderly development of
trade in textiles and to permit amounts to be carried
over or brought forward from one year to another.

However, the allocation shall be made on the basis of
the import volumes admitted under the conditions
currently applied in the Member States and shall
provide for annual rates of increase that are appreci-
ably higher for those Member States whose import
volumes are relatively the lowest, in order to align
them gradually with the supply requirements of the
market.

3. The competent authorities of the Member States
concerned shall, within the quantitative limits pres-

⁽¹⁾ OJ No L 124, 8. 6. 1970, p. 1.

cribed, automatically authorize the import of the products referred to in paragraph 1 immediately upon production by the importer of an export certificate issued by the competent authorities of Brazil and containing the details set out in Annex B. However, this export certificate will not be required for goods taken aboard in Brazil before 1 June 1976.

4. Authorized imports shall be set off against the quantitative limits valid for the year during which the products were taken aboard in Brazil for export.

5. With the exception of the products covered by Category 2 of the table in Annex A, products which enter the Community's customs territory under inward processing or other temporary admission arrangements and are re-exported therefrom in their original condition or after processing shall not be set

off against the quantitative limits referred to in paragraph 1.

Article 2

The measures provided for in this Regulation shall replace those laid down by Commission Regulation (EEC) No 790/76 of 6 April 1976 amending the interim measures established by Commission Regulation (EEC) No 3355/75 with regard to imports of certain textile products originating in the Federal Republic of Brazil ⁽¹⁾.

Article 3

This Regulation shall enter into force on 20 May 1976.

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

Done at Brussels, 17 May 1976.

For the Council

The President

R. VOUEL

⁽¹⁾ OJ No L 92, 7. 4. 1976, p. 18.

ANNEX A

Quantitative limits referred to in Article 1

Category	CCT heading No	NIMEXE code (1975)	Description	Units	Quantitative limits	
					1976	1977
1	55.05		Cotton yarn, not put up for retail sale	1 000 kg	26 500	28 090
2	ex 55.09	55.09-01 ; 02 ; 11 ; 12 ; 13 ; 14 ; 15 ; 16 ; 17 ; 19 ; 21 ; 29 ; 31 ; 33 ; 35 ; 37 ; 38 ; 39 ; 41 ; 49 ; 68 ; ex 71 ; 72 ; 73 ; 74 ; 76 ; 77 ; 78	Other woven fabrics of cotton : — Unbleached or bleached	1 000 kg	15 000	15 450
3	ex 55.09	55.09-03 ; 04 ; 05 ; 51 ; 52 ; 53 ; 54 ; 55 ; 56 ; 57 ; 59 ; 61 ; 63 ; 64 ; 65 ; 66 ; 67 ; 69 ; ex 71 ; 81 ; 82 ; 83 ; 84 ; 86 ; 87 ; 92 ; 93 ; 97	Other woven fabrics of cotton : — Other than unbleached and bleached	1 000 kg	2 850	3 021
4	ex 62.02	62.02-11 -41, 43, 47 -71, 73	Bed linen, table linen, toilet linen and kitchen linen ; curtains and other furnishing articles : ex B. Other than net curtains : — Bed linen : — Of cotton — Table linen : — Of cotton — Toilet linen and kitchen linen : — Of cotton	1 000 kg	6 000	6 360

*ANNEX B***Details referred to in Article 1 (3)**

The export certificate issued by the Brazilian authorities ⁽¹⁾ for products covered by this Regulation shall specify or contain :

1. the destination, and in particular the Member State to which the goods are destined ;
2. the order number ;
3. the name and address of the importer ;
4. the name and address of the exporter ;
5. the net weight, in kilogrammes or in metric tons, and the value of the products covered by the certificate ;
6. the category against which the product has been debited by the Brazilian authorities and the description of the product ;
7. a certificate to the effect that the quantity in question has been debited against the share of the Member State to which it is being sent of the agreed ceiling for exports to the Community, or, where appropriate, that the quantity is for immediate re-export, or for re-export after processing, outside the Community ;
8. the year during which the products were exported, that is, were taken aboard in Brazil for export to the Community.

⁽¹⁾ Carteira de Comercio Exterior (CACEX).

COUNCIL REGULATION (EEC) No 1170/76

of 17 May 1976

deleting certain products from the Annex to Regulation (EEC) No 2603/69 establishing common rules for exports

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2603/69 of 20 December 1969 establishing common
rules for exports⁽¹⁾, and in particular Article 10
thereof,

Having regard to the proposal from the Commission,

Whereas the exports of certain products included in
the Annex to Regulation (EEC) No 2603/69 have
been liberalized by the one Member State which until
now has been alone in maintaining quantitative restric-
tions; whereas the principle of freedom of export can

therefore be applied to those products at Community
level,

HAS ADOPTED THIS REGULATION :

Article 1

Products falling within subheading 28.38 ex A II of
the Common Customs Tariff are hereby deleted from
the Annex to Regulation (EEC) No 2603/69.

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, 17 May 1976.

For the Council

The President

R. VOUEL

⁽¹⁾ OJ No L 324, 27. 12. 1969, p. 25.

COUNCIL REGULATION (EEC) No 1171/76

of 17 May 1976

amending Regulation (EEC) No 2886/75 opening, allocating and providing for the administration of a Community tariff quota for newsprint, falling within subheading 48.01 A of the Common Customs Tariff (1976), and extending this quota temporarily to include certain other types of paper

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 28 and 113 thereof,

Having regard to the proposal from the Commission,

Whereas, in its Regulation (EEC) No 2886/75 ⁽¹⁾, the Council opened and allocated among Member States a duty-free Community tariff quota of 2 250 000 metric tons in respect of newsprint falling within subheading 48.01 A of the Common Customs Tariff, and authorized the Member States to charge against this tariff quota, until 30 June 1976, types of paper complying with the definition of newsprint contained in the additional note to chapter 48, except as regards the criteria governing watermarks ;

Whereas, pending a decision on the more general problem of retaining the criterion governing watermarks in the definition of newsprint or its possible replacement by another control system, the time limit for the abovementioned authorization should be extended to 31 December 1976,

HAS ADOPTED THIS REGULATION :

Article 1

In Article 1 (2) of Regulation (EEC) No 2886/75, for 'until 30 June 1976,' read 'until 31 December 1976,'.

Article 2

This Regulation shall enter into force on 1 July 1976.

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

Done at Brussels, 17 May 1976.

For the Council

The President

R. VOUEL

⁽¹⁾ OJ No L 292, 12. 11. 1975, p. 30.

COUNCIL REGULATION (EEC) No 1172/76

of 17 May 1976

setting up a financial mechanism

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽¹⁾,

Whereas conditions incompatible with the proper functioning of the Community could arise when a Member State's economy, whilst in a special situation, is forced to bear a disproportionate burden in the financing of the Community budget;

Whereas, in accordance with the guidelines laid down by the Heads of Government at Paris on 10 December 1974 and elaborated by them in Dublin on 10 and 11 March 1975, such conditions should be prevented from arising during the process of convergence of the economies of the Member States by providing that a payment should be made from the budget of the Communities to the Member State in question;

Whereas the Treaty makes no provision for specific powers to create such a financial mechanism; whereas, therefore, Article 235 must be used for this purpose,

HAS ADOPTED THIS REGULATION:

Article 1

A financial mechanism is hereby set up, under the conditions set out in the following Articles, consisting of payments from the budget of the Communities to Member States in a special economic situation whose economies bear a disproportionate burden in the financing of that budget.

Article 2

On a reasoned application from a Member State, submitted not later than 30 June, the Commission shall assess the facts of the situation having established, on the basis of provisional data, that the following conditions are met simultaneously:

- (a) the per capita gross national product (GNP) of the Member State is less than 85 % of the average per capita GNP for the Community;

- (b) the growth rate of the per capita GNP in real terms of the Member State is less than 120 % of the average rate for the Community;

- (c) the payments made by the Member State to the budget of the Communities for the financial year in progress pursuant to Decision 70/243/ECSC, EEC, Euratom of 21 April 1970 on the replacement of financial contributions from Member States by the Communities' own resources⁽²⁾, exceed by more than 10 % the amount it would have to pay if the part of the budget covered by the aforementioned Decision were financed by the Member States on the basis of the proportion of their GNP to the total GNP of the Member States for the same financial year.

The figures referred to in (a) and (b) shall be calculated, as moving averages, from the results for the previous three years.

The calculations provided for in this Article shall be made using current market exchange rates.

Article 3

On assessing the facts of the situation, the Commission shall if necessary enter in an appropriate subdivision of the preliminary draft budget for the year following the year in which the Member State's application was made an appropriation equal to the provisional amount of the payment, calculated as follows:

- (a) the excess amount determined in accordance with Article 2 (c) shall be divided into tranches equal to 5 % of the amount referred to in Article 2 (c) in fine; for the tranches thus obtained, the payment shall be as follows:

<i>Tranches</i>	<i>Payment</i>
— from 0 to 5 %	nil
— from 5.0001 % to 10 %	50 %
— from 10.0001 % to 15 %	60 %
— from 15.0001 % to 20 %	70 %
— from 20.0001 % to 25 %	80 %
— from 25.0001 % to 30 %	90 %
— above 30 %	100 %

- (b) the payment may in no case exceed the smaller of the following two amounts:

— the net transfers from the Member State during the financial year in progress under Article 38 of

⁽¹⁾ OJ No C 7, 12. 1. 1976, p. 17.

⁽²⁾ OJ No L 94, 28. 4. 1970, p. 19.

Financial Regulation 73/91/ECSC, EEC, Euratom⁽¹⁾, regardless of net payments made to that State under this Regulation; payments received by the Member States during the financial year in progress shall include payments made on its behalf by other Member States as monetary compensatory amounts paid pursuant to Article 2a of Council Regulation (EEC) No 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States⁽²⁾;

- the payments by the Member State to the budget of the Communities for the financial year in progress in respect of value added tax or pursuant to Article 4 (2) and (3) of Decision 70/243/ECSC, EEC, Euratom.

Article 4

Where the balance of current payments of the Member State, as calculated at current market exchange rates, from a moving average of the three years preceding the financial year in progress, shows a surplus, the amounts to be taken into consideration in respect of the financial year in progress, in the calculation of the excess amount referred to in Article 2 (c) for the purpose of applying Article 3 shall respectively be replaced by:

- the payments by the Member State to the budget of the Communities in respect of value added tax or pursuant to Article 4 (2) and (3) of Decision 70/243/ECSC, EEC, Euratom;
- the amount which that State would have had to pay on the basis of the proportion of its GNP to the total GNP of the Member States to finance the part of the budget not covered by the own resources referred to in Article 2 of Decision 70/243/ECSC, EEC, Euratom.

Article 5

The payments, which shall be calculated at current market exchange rates, shall be converted into the budgetary unit of account in force.

Article 6

The total amount of the payments which may be granted for a given financial year shall not exceed the greater of the following two amounts:

- 250 million units of account;
- 3 % of the total expenditure chargeable to that financial year under Article 17 of Council Regula-

tion (EEC, Euratom, ECSC) No 2/71 of 2 January 1971 implementing the Decision of 21 April 1970 on the replacement of financial contributions from Member States by the Communities' own resources⁽³⁾.

Should the total amount of the payments calculated in accordance with this Regulation exceed the above ceiling, the payments shall be reduced proportionately.

Article 7

At the request of the Member State concerned, an advance equal to 75 % of the provisional amount of the payment shall be paid at the beginning of the year following the year of the application.

After the revenue and expenditure account has been drawn up, and as soon as it has at its disposal the final data referred to in this Regulation, the Commission shall, on the basis of this data, calculate the final amount of the payment and determine such adjustments as may be necessary.

Article 8

Where a Member State has received payments under this Regulation for three consecutive years, the Commission shall undertake a special examination of the situation of that State and take all suitable steps reflecting Community solidarity on the basis of the assessment of the convergence of economic situations and policies.

Article 9

For the purpose of Article 4, the balance of current payments shall cover goods, services and unrequited transfers as defined by the Statistical Office of the European Communities.

Article 10

This Regulation shall enter into force on 1 January 1976.

It shall be applicable for a trial period of seven years. Not later than the end of the sixth year, the Commission shall report to the Council on the application of the financial mechanism and make suitable proposals, if necessary.

⁽¹⁾ OJ No L 116, 1. 5. 1973, p. 1.

⁽²⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽³⁾ OJ No L 3, 5. 1. 1971, p. 1.

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

Done at Brussels, 17 May 1976.

For the Council

The President

R. VOUEL

COMMISSION REGULATION (EEC) No 1173/76**of 19 May 1976****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 amended by Regulation (EEC) No 3058/75 ⁽²⁾, and in particular Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 38/76 ⁽³⁾ and subsequent amending Regulations ;

Whereas it follows from applying the provisions contained in Regulation (EEC) No 38/76, to the offer

prices and today's quotations known to the Commission that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75 are hereby fixed as shown in the table annexed to this Regulation.

Article 2

This Regulation shall enter into force on 20 May 1976.

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

Done at Brussels, 19 May 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 6, 13. 1. 1976, p. 1.

ANNEX

to the Commission Regulation of 19 May 1976 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./metric ton)

CCT heading No	Description of goods	Levies
10.01 A	Common wheat and meslin*	36.36
10.01 B	Durum wheat	78.67 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	55.84 ⁽⁶⁾
10.03	Barley	25.29
10.04	Oats	25.13
10.05 B	Maize other than hybrid maize for sowing	33.05 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	19.04
10.07 B	Millet	34.41 ⁽⁴⁾
10.07 C	Grain sorghum	36.80 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	62.90
11.01 B	Rye flour	90.20
11.02 A I a	Durum wheat groats and meal	132.48
11.02 A I b	Common wheat groats and meal	66.42

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

⁽²⁾ Where maize originated in the ACP or OCT is imported into the French overseas departments, the levy is reduced by 6 u.a./metric ton as provided for in Regulation (EEC) No 706/76.

⁽³⁾ Where maize originating in the ACP or OCT is imported into the Community the levy is reduced by 1.50 u.a./metric ton.

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

⁽⁵⁾ Where wheat and canary seed produced in Turkey are transported directly from that country to the Community, the levy is reduced by 0.50 u.a./metric ton.

⁽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 2754/75 and Commission Regulation (EEC) No 2622/71.

COMMISSION REGULATION (EEC) No 1174/76**of 19 May 1976****fixing the premiums to be added to the import levies on cereals, flour and malt**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organ-
ization of the market in cereals⁽¹⁾, as amended by
Regulation (EEC) No 3058/75⁽²⁾, and in particular
Article 15 (6) thereof,

Whereas the premiums to be added to the levies on
cereals and malt were fixed by Regulation (EEC) No
2832/75⁽³⁾ and subsequent amending Regulations ;

Whereas, on the basis of today's cif prices and cif
forward delivery prices, the premiums at present in
force, which are to be added to the levies, should be

altered as shown in the tables annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION :

Article 1

The scale of the premiums to be added, pursuant to
Article 15 of Regulation (EEC) No 2727/75, to the
import levies fixed in advance in respect of cereals
and malt is hereby fixed as shown in the tables
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 20 May
1976.

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

Done at Brussels, 19 May 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 283, 1. 11. 1975, p. 4.

ANNEX

to the Commission Regulation of 19 May 1976 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./metric ton)

CCT heading No	Description of goods	Current 5	1st period 6	2nd period 7	3rd period 8
10.01 A	Common wheat and meslin	0	0.80	0.80	7.98
10.01 B	Durum wheat	0	0	0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0.80	0.80	1.99
10.04	Oats	0	0.40	0.40	0.40
10.05 B	Maize other than hybrid maize for sowing	0	0	0	1.95
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	1.99	1.99	5.38
10.07 D	Other	0	0	0	0
11.01 A	Wheat or meslin flour	0	1.12	1.12	11.16

B. Malt

(u.a./metric ton)

CCT heading No	Description of goods	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	1.42	1.42	14.20	14.20
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	1.06	1.06	10.61	10.61
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	1.42	1.42	3.54	3.54
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	1.06	1.06	2.65	2.65
11.07 B	Roasted malt	0	1.24	1.24	3.08	3.08

COMMISSION REGULATION (EEC) No 1175/76

of 19 May 1976

fixing the 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 3058/75⁽²⁾, and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 19 of Regulation (EEC) No 3330/74 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1102/75⁽⁴⁾, provides that when refunds on white and raw sugar, undenatured and exported in the natural state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 3 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;

Whereas the refund on raw sugar must be fixed in respect of the standard quality; whereas the latter is defined in Article 1 of Council Regulation (EEC) No 431/68 of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices for sugar⁽⁵⁾;

Whereas, furthermore, this refund should be fixed in accordance with Article 5 (2) of Regulation (EEC) No 766/68; whereas candy sugar is defined in Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁶⁾;

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

Whereas, in special cases, the amount of the refund may be fixed by other legal means;

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 subparagraph;

Whereas the refund must be fixed every two weeks; whereas it may be altered in the intervening period;

Whereas it follows from applying these rules to the present situation on the market in sugar and in particular to quotations or prices for sugar within the Community and on the world market that the refund should be fixed at the amounts shown in the Annex to this Regulation;

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

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products listed in Article 1 (1) (a) of Regulation (EEC) No 3330/74, undenatured and exported in the natural state, are hereby fixed at the amounts shown in the Annex.

Article 2

This Regulation shall enter into force on 20 May 1976.

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁴⁾ OJ No L 110, 30. 4. 1975, p. 1.

⁽⁵⁾ OJ No L 89, 10. 4. 1968, p. 3.

⁽⁶⁾ OJ No L 50, 4. 3. 1970, p. 1.

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

Done at Brussels, 19 May 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

to the Commission Regulation of 19 May 1976 fixing the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)		
CCT heading No	Description of goods	Refund
17.01	Beet sugar and cane sugar, solid :	
	B. Undenatured :	
	I. White sugar	3.50
	II. Raw sugar :	
	(a) Candy sugar	2.30 ⁽¹⁾
	(b) Other raw sugar	0 ⁽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 1176/76
of 19 May 1976

re-establishing the levying of the customs duties on electric accumulators, lead-acid accumulators, falling within subheading 85.04 A, originating in Yugoslavia, to which the preferential tariff arrangements set out in Council Regulation (EEC) No 3010/75 of 17 November 1975 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3010/75 of 17 November 1975 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 units of account, which will be equal to 115 % of the sum arrived at by adding together the value of the products in question imported cif into the Community in 1971 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 1972 cif imports coming from other countries and from countries and territories already covered by such arrangements;

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 20 %;

Whereas Article 2 (2) 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 once the relevant Community amount has been reached;

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

Done at Brussels, 19 May 1976.

Whereas, in respect of electric accumulators, lead-acid accumulators, falling within subheading 85.04 A, the ceiling, calculated as indicated above, should be 1 548 000 units of account, and therefore the maximum amount is 309 600 units of account; whereas on 17 May 1976, the amounts of imports into the Community of electric accumulators, lead-acid accumulators, falling within subheading 85.04 A, originating in Yugoslavia, a country covered by preferential tariff arrangements, reached that maximum amount; whereas, bearing in mind the objectives of Regulation (EEC) No 3010/75 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 Yugoslavia,

HAS ADOPTED THIS REGULATION:

Article 1

As from 23 May 1976, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 3010/75 of 17 November 1975, shall be re-established in respect of the following products, imported into the Community and originating in Yugoslavia:

CCT heading No	Description of goods
85.04	Electric accumulators : A. Lead-acid accumulators

Article 2

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

For the Commission

Finn GUNDELACH

Member of the Commission

⁽¹⁾ OJ No L 310, 29. 11. 1975, p. 70.

COMMISSION REGULATION (EEC) No 1177/76**of 19 May 1976****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 3058/75⁽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 1002/76⁽³⁾, as last amended by Regulation (EEC) No 1113/76⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1002/76

to the information at present available to the Commission that the basic amount of the levy at present in force should be altered as shown in this Regulation,

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 is hereby fixed, per 100 kilogrammes of product, at 0.0890 unit of account per percentage point of sucrose content.

Article 2

This Regulation shall enter into force on 20 May 1976.

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

Done at Brussels, 19 May 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 115, 1. 5. 1976, p. 25.

⁽⁴⁾ OJ No L 126, 14. 5. 1976, p. 29.

COMMISSION REGULATION (EEC) No 1178/76
of 19 May 1976
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 3058/75⁽²⁾, and in particular Article 15 (7) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1675/75⁽³⁾, as last amended by Regulation (EEC) No 1159/76⁽⁴⁾;

Whereas it follows from applying the rules and other provisions contained in Regulation (EEC) No 1675/75 to the information at present available to the Commis-

sion that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 15 (1) of Regulation (EEC) No 3330/74 are, in respect of white sugar and standard quality raw sugar, hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 20 May 1976.

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

Done at Brussels, 19 May 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 306, 26. 11. 1975, p. 3.

⁽³⁾ OJ No L 168, 1. 7. 1975, p. 61.

⁽⁴⁾ OJ No L 130, 19. 5. 1976, p. 36.

ANNEX

to the Commission Regulation of 19 May 1976 fixing the import levies on white sugar and raw sugar

(n.a./100 kg)		
CCT heading No	Description of goods	Levy
17.01	Beet sugar and cane sugar, solid:	
	A. Denatured:	
	I. White sugar	8.90
	II. Raw sugar	4.34 ⁽¹⁾
	B. Undenatured:	
	I. White sugar	8.90
	II. Raw sugar	4.34 ⁽¹⁾

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

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 14 May 1976

on the duty-free importation of goods for free distribution to the earthquake victims in the Friuli region

(76/472/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1410/74 of 4 June 1974 on the tariff treatment applicable to goods imported for free circulation in the event of disasters occurring in the territory of one or more Member States⁽¹⁾, and in particular Article 2 thereof,

Having regard to the request made by the Government of the Italian Republic dated 12 May 1976,

Whereas the Government of the Italian Republic has sought the duty-free importation of goods intended for free distribution to victims of the earthquake in the region of Friuli, or to be made available free of charge ;

Whereas the said critical situation satisfies the conditions laid down in Regulation (EEC) No 1410/74 for the granting of an exemption from customs duties, charges having equivalent effect, agricultural levies and other import charges provided for under the common agricultural policy or under specific arrangements applicable pursuant to Article 235 of the Treaty to certain goods resulting from the processing of agricultural products ;

Whereas, so that the Commission may be suitably informed of the use made of the goods admitted duty-free, the Government of the Italian Republic must communicate the measures taken to prevent such goods imported duty-free from being employed otherwise than for the use laid down ; whereas the Commission should also be informed of the extent and the nature of the importations made ;

Whereas other Member States have been consulted as laid down in Article 2 of Regulation (EEC) No 1410/74,

HAS ADOPTED THIS DECISION :

Article 1

1. Goods of prime necessity, including tents, medicaments, clothing and other relief materials, imported for free circulation by organizations approved by the competent Italian authorities for the purpose of being distributed by them free to the victims of the earthquake in the region of Friuli, or made available free of charge, shall be admitted free of customs duties, charges having equivalent effect, agricultural levies and other import charges provided for under the common agricultural policy or under specific arrangements applicable pursuant to Article 235 of the Treaty to certain goods resulting from the processing of agricultural products.

⁽¹⁾ OJ No L 150, 7. 6. 1974, p. 4.

2. Goods imported for free circulation by the relief units to cover their own requirements during the period of their operations shall also be admitted duty-free.

Article 2

The Government of the Italian Republic shall communicate to the Commission the list of approved organizations referred to in Article 1 (1).

Article 3

1. The Government of the Italian Republic shall communicate to the Commission all information regarding the nature and quantities of the various goods admitted free of duty in pursuance of Article 1.

2. The communication referred to in paragraph 1 relating to the period expiring on 4 June 1976 must reach the Commission by 11 June 1976 at the latest.

Article 4

The Government of the Italian Republic shall communicate to the Commission the measures which it takes to ensure that Article 4 Regulation (EEC) No 1410/74 is respected.

Article 5

After consultation with the Government of the Italian Republic, the Commission shall consider within one month from the date of the notification of this Decision, whether this Decision should be maintained, modified or repealed.

Article 6

This Decision shall come into effect from 7 May 1976.

Article 7

This Decision is addressed to the Italian Republic.

Done at Brussels, 14 May 1976.

For the Commission

Finn GUNDELACH

Member of the Commission
