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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 865/77**of 26 April 1977****fixing the production aid for dehydrated fodder for the 1977/78 marketing year**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to Council Regulation (EEC) No
1067/74 of 30 April 1974 on the common organiza-
tion of the market in dehydrated fodder⁽¹⁾, and in
particular Article 4 (3) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parlia-
ment⁽²⁾,

Having regard to the opinion of the Economic and
Social Committee⁽³⁾,

Whereas, under Article 4 of Regulation (EEC) No
1067/74, when fixing the amount of the production

aid for dehydrated fodder, account is to be taken of
the need to improve the Community's supply of these
products;

Whereas application of this criterion entails fixing the
amount of aid at a higher level than that adopted for
the preceding marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 marketing year, the production aid
for dehydrated fodder referred to in Article 3 of Regu-
lation (EEC) No 1067/74 shall be 9.55 units of
account per tonne.

Article 2

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 120, 1. 5. 1974, p. 2.

⁽²⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽³⁾ OJ No C 77, 30. 3. 1977, p. 15.

COUNCIL REGULATION (EEC) No 866/77

of 26 April 1977

fixing the amount of aid in respect of silkworms for the 1977/78 rearing year

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to Council Regulation (EEC) No
845/72 of 24 April 1972 laying down special measures
to encourage silkworm rearing⁽¹⁾, and in particular
Article 2 (3) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parlia-
ment⁽²⁾,

Having regard to the opinion of the Economic and
Social Committee⁽³⁾,

Whereas Article 2 of Regulation (EEC) No 845/72
provides that the amount of aid for silkworms reared
within the Community must be fixed each year in

such a way as to help ensure a fair income for silk-
worm rearers, taking into account the state of the
market in cocoons and raw silk, of foreseeable trends
on that market and of import policy;

Whereas application of these criteria entails fixing the
amount of aid at a level equal to that adopted for the
preceeding marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 rearing year, the amount of aid in
respect of silkworms as referred to in Article 2 of
Regulation (EEC) No 845/72 shall be fixed at 40-20
units of account per box of silkworms eggs used.

Article 2

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 100, 27. 4. 1972, p. 1.

⁽²⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽³⁾ OJ No C 77, 30. 3. 1977, p. 15.

COUNCIL REGULATION (EEC) No 867/77

of 26 April 1977

on the granting of supplementary aid in the silkworm sector for the 1977/78 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

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

Having regard to the opinion of the Economic and Social Committee⁽²⁾,

Whereas, under Regulation (EEC) No 708/76⁽³⁾, supplementary aid was granted in the silkworm sector for the 1976/77 marketing year;

Whereas the system of aid has resulted in some improvement in the organization of the supply of silkworm cocoons on the Community market; whereas, however, in view of its limited period of validity, the system has not fully achieved its purpose; whereas, therefore, this supplementary aid should continue to be granted in the 1977/78 marketing year, although its amount should be reduced;

Whereas expenditure incurred by the Member States as a result of the obligations arising from the implementation of this Regulation should be financed by the Community in accordance with the provisions relating to the financing of the common agricultural policy,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 marketing year, supplementary aid shall be granted to silkworm rearers who are members of a Community silkworm producer group which is recognized in accordance with Regulation (EEC) No 707/76⁽⁴⁾.

Article 2

The amount of the aid shall be 14.07 units of account for each box of silkworm eggs used.

Article 3

1. On application by each producer group on behalf of all its members, each producer Member State

shall grant supplementary aid for the silkworms reared on its territory.

2. The aid shall only be granted:

- (a) for boxes containing at least 20 000 silkworm eggs suitable for hatching and which have produced a minimum number of cocoons which satisfy conditions to be laid down; and
- (b) if the rearer, having successfully reared the silkworms, delivers to his group all or some of the cocoons produced.

Where the producer has delivered to his group a part only of the cocoons produced, the aid shall be calculated on a *pro rata* basis.

3. The Member States shall be authorized to grant supplementary aid only to those rearers who have been supplied with boxes of eggs by an approved body.

Article 4

The producer Member States shall introduce administrative checks to ensure that the product in respect of which aid has been applied for satisfies the necessary conditions.

Article 5

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 12 of Council Regulation (EEC) No 1308/70 of 29 June 1970 on the common organization of the market in flax and hemp⁽⁵⁾, as last amended by Regulation (EEC) No 814/76⁽⁶⁾.

Article 6

The supplementary aid referred to in Article 1 shall be considered, for the purposes of the financing of the common agricultural policy, as part of the intervention measures designed to stabilize agricultural markets.

Article 7

This Regulation shall enter into force on 1 May 1977.

⁽¹⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽²⁾ OJ No C 77, 30. 3. 1977, p. 15.

⁽³⁾ OJ No L 84, 31. 3. 1976, p. 3.

⁽⁴⁾ OJ No L 84, 31. 3. 1976, p. 1.

⁽⁵⁾ OJ No L 146, 4. 7. 1970, p. 1.

⁽⁶⁾ OJ No L 94, 9. 4. 1976, p. 4.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 868/77

of 26 April 1977

fixing certain prices and other amounts applicable in the fruit and vegetables sector for the 1977/78 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 795/76⁽²⁾, and in particular Article 16 (1) thereof,

Having regard to Council Regulation (EEC) No 2511/69 of 9 December 1969 laying down special measures for improving the production and marketing of Community citrus fruit⁽³⁾, as last amended by Regulation (EEC) No 793/76⁽⁴⁾, and in particular Article 7 (2) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽⁵⁾,

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price are to be fixed for each marketing year for each of the products listed in Annex II to the said Regulation; whereas the products harvested in a given production year, are marketed:

- as regards cauliflowers, from May to April of the following year,
- as regards tomatoes, from January to December,
- as regards peaches, from May to October,
- as regards lemons, from June to May of the following year,
- as regards pears, from June to May of the following year,
- as regards table grapes, from May to April of the following year,
- as regards apples, from July to June of the following year,
- as regards mandarins, from November to March of the following year,
- as regards sweet oranges, from October to June of the following year;

Whereas, however, pursuant to the third subparagraph of Article 16 (1) of Regulation (EEC) No 1035/72, no

basic price or buying-in price must be fixed for the slack marketing periods at the beginning and at the end of the marketing year;

Whereas, when the basic prices and buying-in prices for fruit and vegetables are fixed, account should be taken of the aims of the common agricultural policy and the contribution which the Community desires to make to the harmonious development of world trade; whereas the objectives of the common agricultural policy are in particular to ensure a fair standard of living for the agricultural community, to ensure that supplies are available, and that they reach consumers at reasonable prices;

Whereas, the basic prices must be fixed by reference to the trend in the average prices recorded during the three preceding years on the most representative producer markets within the Community for a product with defined commercial characteristics, such as variety or type, quality class, size and packaging; whereas the buying-in prices must be fixed by reference to the basic price in accordance with Article 16 (3) of Regulation (EEC) No 1035/72;

Whereas the amount of the financial compensation for oranges, mandarins, clementines and lemons must be fixed in accordance with the criteria laid down in Article 7 (2) of Regulation (EEC) No 2511/69,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 marketing year, the basic prices and the buying-in prices for fruit and vegetables, the periods during which they shall apply, and the standard qualities to which they relate shall be as set out in Annex I.

Article 2

For the 1977/78 marketing year, the financial compensation for oranges, mandarins, clementines and lemons shall be as set out in Annex II.

Article 3

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

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 93, 8. 4. 1976, p. 6.

⁽³⁾ OJ No L 318, 18. 12. 1969, p. 1.

⁽⁴⁾ OJ No L 93, 8. 4. 1976, p. 1.

⁽⁵⁾ OJ No C 93, 18. 4. 1977, p. 11.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

ANNEX I

BASIC PRICES AND BUYING-IN PRICES

CAULIFLOWERS

For the period from 1 May 1977 to 30 April 1978

	<i>Basic price u.a./100 kg net</i>	<i>Buying-in price u.a./100 kg net</i>
May	11.77	5.14
June	14.50	6.29
July	12.19	5.24
August	12.19	5.24
September	13.66	5.77
October	14.39	6.08
November	11.14	4.82
December	11.14	4.82
January	11.14	4.82
February	9.98	4.30
March	10.82	4.61
April	11.03	4.82

These prices relate to the following packed products :

- cauliflowers 'with leaves' of Quality Class I, for the months of May, November, December, January, February, March and April.
- 'trimmed' cauliflowers of Quality Class I, for the months of June, July, August, September and October.

TOMATOES

For the period from 1 June 1977 to 30 November 1977

	<i>Basic price u.a./100 kg net</i>	<i>Buying-in price u.a./100 kg net</i>
June first 10 days	—	—
second 10 days	18.92	7.87
third 10 days	16.82	7.24
July	14.72	6.09
August	12.72	5.35
September	13.77	5.77
October	17.34	7.14
November	18.81	8.29

These prices relate to packed 'round' and 'ribbed' tomatoes of Quality Class I, size 57/67 mm.

PEACHES

(excluding nectarins)

For the period from 1 June 1977 to 30 September 1977

	<i>Basic price u.a./100 kg net</i>	<i>Buying-in price u.a./100 kg net</i>
June	27.80	16.92
July to September	25.91	15.98

These prices relate to the following packed products :

- peaches of the Fior di Maggio (May Flower) variety, Quality Class I, size 51/61 mm, for the month of June.

- peaches of the Amsden, Charles Ingouf and Sant'Anna varieties, Quality Class I, size 61/67 mm, for the month of July,
- peaches of the Red Haven and Fair Haven varieties, Quality Class I, size 61/67 mm, for the month of August,
- peaches of the J. H. Hale variety, Quality Class I, size 61/67 mm, for the month of September.

LEMONS

For the period from 1 June 1977 to 31 May 1978

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
June	27.16	16.35
July	28.00	16.87
August	27.89	16.77
September	24.01	15.61
October	22.22	15.40
November	21.38	12.88
December	20.86	12.67
January	21.70	13.09
February	20.65	12.57
March	21.80	13.09
April	23.17	13.93
May	23.90	14.35

These prices relate to packed lemons of Quality Class I, size 53/62 mm.

PEARS

(other than perry pears)

For the period 1 July 1977 to 30 April 1978

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
July	17.05	8.69
August	15.48	8.37
September	14.53	7.85
October	15.37	7.85
November	15.69	8.06
December	16.00	8.37
January to April	16.21	8.58

These prices relate to the following packed products :

- (a) pears of the Dr Jules Guyot variety, Quality Class I, size 60 mm or more, for the month of July ;
- (b) pears of the Dr Jules Guyot, Clapp's favourite, and Bon chrétien Williams varieties, Quality Class I, size 60 mm or more, for the month of August ;
- (c) pears of the Ben chrétien Williams and Conférence varieties, Quality Class I, size 60 mm or more, for the months of September and October ;
- (d) — pears of the Conférence and Alexandrine Douillard varieties, Quality Class I, size 60 mm or more, for the month of November,
- pears of the Passe-Crassane variety, Quality Class I, size 70 mm or more, for the month of November,

- (e) — pears of the Conférence variety, Quality Class I, size 60 mm or more, for the months December to April,
 — pears of the Passe-Crassane variety, Quality Class I, size 70 mm or more, for the months December to April.

TABLE GRAPES

For the period 1 August to 31 October 1977

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
August	20.94	13.64
September and October	17.79	10.80

These prices relate to packed table grapes of the Regina dei Vigneti and Regina (Mennavacca bianca) varieties, Quality Class I.

APPLES

(Other than cider apples)

For the period 1 August 1977 to 31 May 1978

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
August	15.23	7.76
September	15.23	7.76
October	15.23	7.86
November	15.55	7.97
December	16.70	8.60
January	18.17	9.33
February	19.43	9.86
March to May	20.90	10.59

These prices relate to the following packed products :

- (a) apples of the James Grieve variety, Quality Class I, size 70 mm or more, for the month of August ;
 (b) — apples of the James Grieve and Golden Delicious varieties, Quality Class I, size 70 mm or more, for the month of September,
 — apples of the Reine des reinettes variety, Quality Class I, size 65 mm or more, for the month of September ;
 (c) apples of the Golden Delicious variety, Quality Class I, size 70 mm or more, for the months October to May.

MANDARINS

For the period 16 November 1977 to 28 February 1978

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
16 to 30 November	27.17	17.93
December	26.86	17.51
January	26.44	16.88
February	25.07	16.46

These prices relate to packed mandarines of Quality Class I, size 54/64 mm.

SWEET ORANGES

For the period 1 December 1977 to 31 May 1978

	<i>Basic price</i> <i>u.a./100 kg net</i>	<i>Buying-in price</i> <i>u.a./100 kg net</i>
December	24.32	15.84
January	21.38	14.37
February	21.90	14.79
March	23.48	15.00
April and May	24.00	15.21

These prices relate to the following packed products :

- oranges of the Moro variety, Quality Class I, size 67/80 mm for the month of December ;
- oranges of the Sanguinello variety, Quality Class I, size 67/80 mm, for the months January to May.

NB : The prices quoted in this Annex do not include the cost of the packaging in which the product is presented.

*ANNEX II***Amount of financial compensation**

For the 1977/78 marketing year

- 8.71 units of account per 100 kilograms net for oranges of the Moro, Tarocco, Ovale calabrese, Belladonna, Navel and Valencia late varieties,
- 7.48 units of account per 100 kilograms net for oranges of the Sanguinello variety,
- 4.92 units of account per 100 kilograms net for oranges of the Sanguigno and Biondo comune varieties,
- 7.48 units of account per 100 kilograms net for mandarins,
- 4.36 units of account per 100 kilograms net for clementines,
- 5.33 units of account per 100 kilograms net for lemons.

NB: Financial compensation is only granted in respect of products belonging to Quality Classes Extra and I.

COUNCIL REGULATION (EEC) No 869/77

of 26 April 1977

fixing the guide price and the intervention price for adult bovine animals for the 1977/78 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽¹⁾, as last amended by Regulation (EEC) No 425/77 ⁽²⁾, and in particular Article 3 (3), the first paragraph of Article 4 and the second subparagraph of Article 6 (4) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽³⁾,

Having regard to the opinion of the Economic and Social Committee ⁽⁴⁾,

Whereas, when the guide price for adult bovine animals is fixed, account should be taken both of the objectives of the common agricultural policy and of the contribution which the Community desires to make to the harmonious development of world trade; whereas the common agricultural policy aims *inter alia* to ensure a fair standard of living for the agricultural community, to guarantee the availability of supplies and to ensure that supplies reach consumers at reasonable prices;

Whereas the guide price must be fixed in accordance with the criteria laid down in Article 3 (2) of Regulation (EEC) No 805/68; whereas for the 1977/78 marketing year it should be fixed at a slightly higher level than that adopted for the previous marketing year;

Whereas, moreover, in view of the current economic situation on the beef and veal market the intervention price for the 1977/78 marketing year for adult bovine animals should be fixed at the same level in relation to the guide price as that adopted for the previous marketing year;

Whereas Article 52 (2) of the Act of Accession provides for annual alignment at the beginning of each marketing year of the prices applied in the new Member States; whereas paragraph 4 thereof provides that the common prices are to be applied in the new

Member States by 1 January 1978 at the latest; whereas these provisions apply to the guide price for adult bovine animals under Article 90 of the Act of Accession;

Whereas Regulation (EEC) No 805/68 provides for an intervention system including *inter alia* the obligation to buy in beef meeting certain quality requirements; whereas the reasons, which in the 1976/77 marketing year resulted in provisions being made for the possible suspension of intervention measures in regions where prices were relatively high, are still valid for the 1977/78 marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 marketing year the guide price for adult bovine animals shall be fixed at the following levels:

(u.a./100 kg liveweight)	
Ireland and United Kingdom	Other Member States and, from 1 January 1978, all Member States
118.27	122.90

Article 2

For the 1977/78 marketing year:

— the intervention price referred to in the second subparagraph of Article 6 (1) of Regulation (EEC) No 805/68 shall be fixed at the following levels:

(u.a./100 kg liveweight)	
Ireland and United Kingdom	Other Member States and, from 1 January 1978, all Member States
106.44	110.61

— the price level referred to in the first sentence of Article 6 (3) of Regulation (EEC) No 805/68 shall be 110.61 units of account per 100 kilograms live-weight.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

Article 3

The dates 30 April 1977 and 1 May 1977 in Article 1 of Regulation (EEC) No 649/77 shall be replaced by 1 May 1977 and 2 May 1977 respectively.

totally or partially suspended in a Member State or a region when the price recorded on the representative market or markets of that Member State or of that region is equal to or higher than 95 % of the guide price for a certain period.

Article 4

By way of derogation from Article 6 (1) of Regulation (EEC) No 805/68, the intervention measures may be

Article 5

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 870/77

of 26 April 1977

authorizing the Member States to grant a premium for the slaughter of certain adult bovine animals for slaughter during the 1977/78 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

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

Whereas the intervention price applicable in the beef and veal sector has been fixed for the marketing year 1977/78 at a level below that resulting from the application of Article 6 of Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽²⁾, as last amended by Regulation (EEC) No 425/77 ⁽³⁾; whereas, therefore, the Member States should be authorized to grant aid once again to producers who specialize in cattle production, since the danger of a fall in their incomes persists in view of the short-term prospects of the Community market in beef and veal;

Whereas this objective could be attained by granting a premium for the slaughter of certain adult bovine animals for slaughter, of Community origin, other than cows;

Whereas such a premium constitutes intervention on the internal market within the meaning of Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽⁴⁾, as last amended by the Act of Accession; whereas, however, participation of the European Agricultural Guidance and Guarantee Fund in the financing of this premium should be limited,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Member States are hereby authorized to grant, during the 1977/78 marketing year, a premium to producers for the slaughter of certain adult bovine animals for slaughter, of Community origin, other than cows.

2. The amount of the premium, which may vary over a period of time, may not in any case exceed 45

units of account per adult bovine animal of an average weight to be determined.

The amount of the premium shall be calculated in such a way that, when a premium is granted, the sum of the market price recorded in the Member State availing itself of the authorization referred to in paragraph 1 and of the amount of the premium actually granted does not exceed, on average and for the duration of the 1977/78 marketing year, 85 % of the guide price applicable in that Member State. That sum may, at no point, exceed 88 % of the latter price.

Article 2

The intervention purchase price for meat obtained from animals for which a premium has been granted shall be reduced by the amount of the premium actually granted.

Article 3

By way of derogation from Article 3 (1) of Regulation (EEC) No 729/70, financing by the European Agricultural Guidance and Guarantee Fund shall be limited to 25 % of the amount of the premiums actually granted.

Article 4

1. The detailed rules for implementing this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68.

2. The rules referred to in paragraph 1 may include *inter alia*:

- (a) a definition of the categories and qualities of animals for which a premium can be granted;
- (b) measures necessary to avoid, for live animals and meat, disturbances of trade resulting from the application of the system of premiums;
- (c) the conditions under which premiums may be granted when adult bovine animals for slaughter are first put on the market.

Article 5

This Regulation shall enter into force on 1 May 1977.

⁽¹⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽³⁾ OJ No L 61, 5. 3. 1977, p. 9.

⁽⁴⁾ OJ No L 94, 28. 4. 1970, p. 13.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 871/77

of 26 April 1977

on the grant of a premium for the birth of calves during the 1977/78 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

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

Whereas the intervention price applicable in the beef and veal sector for the 1977/78 marketing year was fixed at a level below that resulting from the implementation of Article 6 of Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal ⁽²⁾, as last amended by Regulation (EEC) No 425/77 ⁽³⁾; whereas the Member States which apply the system of a premium for the birth of calves referred to in Article 6 of Regulation (EEC) No 620/75 ⁽⁴⁾ should therefore continue to grant this premium for a further period of 12 months;

Whereas this premium constitutes an intervention on the internal market within the meaning of Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing on the common agricultural policy ⁽⁵⁾, as last amended by the Act of Accession ⁽⁶⁾,

HAS ADOPTED THIS REGULATION:

Article 1

1. Member States which apply the system of a premium for the birth of calves referred to in Article 6 of Regulation (EEC) No 620/76 shall continue to grant a premium for every calf born on their territory during a further period of 12 months and still alive six months after its birth.

2. The amount of the new premium referred to in paragraph 1 shall be 35 units of account, payable by the Guarantee Section of the European Agricultural Guidance and Guarantee Fund. It shall be paid in a single instalment.

Article 2

Detailed rules for the application of this Regulation shall be adopted according to the procedure laid down in Article 27 of Regulation (EEC) No 805/68.

Article 3

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

It shall be applicable from the day following that on which the application of the system laid down by Article 6 of Regulation (EEC) No 620/76 ends.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ Opinion delivered on 21. 4. 1977 (not yet published in the Official Journal).

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽³⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽⁴⁾ OJ No L 74, 20. 3. 1976, p. 1.

⁽⁵⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁶⁾ OJ No L 73, 27. 3. 1972, p. 14.

COUNCIL REGULATION (EEC) No 872/77

of 26 April 1977

fixing the target price for milk and the intervention prices for butter, skimmed-milk powder and Grana Padano and Parmigiano Reggiano cheese for the 1977/78 milk year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to 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 559/76⁽²⁾, and in particular Articles 3 (4) and 5 (1) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas, when fixing the common agricultural prices, account should be taken of the objectives of the common agricultural policy and of the contribution which the Community desires to make to the harmonious development of world trade; whereas the objectives of the common agricultural policy are in particular to secure an equitable standard of living for the agricultural community and to ensure that supplies are available and that they reach consumers at reasonable prices;

Whereas the target price for milk should bear a balanced relationship to the prices for other agricultural products and in particular to that for beef and veal, and be consistent with the proposed orientation of cattle farming; whereas it is also necessary, in fixing those prices, to take account of the Community's efforts to establish a long-term balance between supply and demand on the market in milk, allowing for external trade in milk and milk products;

Whereas the intervention prices for butter and for skimmed-milk powder are designed to contribute to the achievement of the target price for milk; whereas it is necessary to determine the price levels in the light of both the general state of supply and demand on the Community market in milk and the opportunities for disposal of butter and skimmed-milk powder on the Community and world markets;

Whereas the intervention prices for Grana Padano and Parmigiano Reggiano cheeses must be fixed in accordance with the criteria laid down in Article 5 (2) of Regulation (EEC) No 804/68;

Whereas only the intervention price in force in Ireland and in the United Kingdom for butter should be moved towards alignment with the common price in the 1977/78 marketing year, in accordance with Article 52 (2) (a) of the Act of Accession; whereas the effect of the change in prices would be to disrupt the process of the United Kingdom's integration into the Community; whereas, therefore, it is advisable to limit the alignment of the intervention price for butter obtaining in that Member State, in accordance with Article 52 (3) of the said Act;

Whereas, in accordance with Article 52 (4) of the Act of Accession, the common prices shall be applied in the new Member States by 1 January 1978 at the latest,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1977/78 milk year, the target price for milk and the intervention prices for milk products shall be as follows:

	u.a./100 kg
(a) Target price for milk	17.35
(b) Intervention price:	
butter	
— in Ireland	226.96
— in the United Kingdom	205.45
— in the other Member States and from 1 January 1978 in all Member States	230.95
skimmed-milk powder	94.09
Grana Padano cheese	
— of an age from 30 to 60 days	223.72
— of an age of at least six months	269.34
Parmigiano Reggiano cheese of an age of at least six months	292.57

Article 2

This Regulation shall enter into force on 1 May 1977.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 873/77

of 26 April 1977

fixing the threshold prices for certain milk products for the 1977/78 milk year

THE COUNCIL 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 559/76⁽²⁾, and in
particular Article 4 thereof,

Having regard to the proposal from the Commission,

Whereas threshold prices should be fixed so that,
taking account of the protection required for the
Community processing industry, the prices of
imported milk products correspond to the level of the
target price for milk; whereas, consequently, the
threshold price should be fixed on the basis of the
target price for milk, taking into account the relation-
ship desired between the value of milkfat and that of
skimmed milk, as well as the standardized costs and
yields for each of the milk products in question;
whereas a fixed amount should be included to ensure
adequate protection of the Community processing
industry;

Whereas threshold prices should be fixed for the
marketing stage at which imported milk products first
come into competition with milk products manufac-
tured within the Community, i.e. the 'delivered free
wholesaler' stage,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the 1977/78 milk year the threshold prices
shall be as follows:

Pilot product of the group of products	u.a./100 kg from 1 May 1977
1	27.00
2	110.35
3	169.75
4	67.55
5	87.80
6	252.00
7	248.20
8	202.00
9	323.40
10	217.20
11	199.75
12	53.70

2. The pilot products referred to in paragraph 1 are
those described in Annex I to Council Regulation
(EEC) No 823/68 of 28 June 1968 determining the
groups of products and the special provisions for calcu-
lating levies on milk and milk products⁽³⁾, as last
amended by Regulation (EEC) No 874/77⁽⁴⁾.

Article 2

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ OJ No L 151, 30. 6. 1968, p. 3.

⁽⁴⁾ See page 20 of this Official Journal.

COUNCIL REGULATION (EEC) No 874/77

of 26 April 1977

amending Regulation (EEC) No 823/68 as regards the conditions for the entry of certain cheeses under certain tariff headings and Regulation (EEC) No 950/68 on the Common Customs Tariff

THE COUNCIL 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 559/76⁽²⁾, and in particular Article 14 (6) thereof,

Having regard to the proposal from the Commission,

Whereas Annex II to Council Regulation (EEC) No 823/68 of 28 June 1968 determining the groups of products and the special provisions for calculating levies on milk and milk products⁽³⁾, as last amended by Regulation (EEC) No 561/76⁽⁴⁾, lays down certain conditions in respect of the entry into the Community of Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell cheeses falling within subheading 04.04 A I and Cheddar cheese falling within subheading 04.04 E I b) 1 aa) of the Common Customs Tariff; whereas these conditions include observance of the free-at-frontier values corresponding to binding under GATT; whereas these values must be aligned, respectively, on the Community target price for milk and threshold price for Group 10 fixed for the 1977/1978 milk year;

Whereas the designation of 'Chester' falling within subheading 04.04 E I b) 1 of the Common Customs Tariff may give rise to difficulties when similar cheeses are classified; whereas that designation which appears in the description of goods in the aforesaid subheading should therefore be deleted;

Whereas the tariff nomenclature employed in Annex II to Regulation (EEC) No 823/68 is also that of the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

The descriptions of goods falling within subheadings 04.04 A I and 04.04 E I b) 1 aa) of the Common Customs Tariff and given in Annex II to Regulation (EEC) No 823/68 are hereby replaced by those given in Annex I to this Regulation.

Article 2

The Common Customs Tariff annexed to Regulation (EEC) No 950/68 is hereby amended as shown in Annex II to this Regulation.

Article 3

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ OJ No L 151, 30. 6. 1968, p. 3.

⁽⁴⁾ OJ No L 67, 15. 3. 1976, p. 11.

ANNEX I

(applicable with effect from 1 May 1977)

CCT heading No	Description of goods
04.04	Cheese and curd : A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powered : I. Of a minimum fat content of 45 % by weight, in the dry matter, matured for at least three months⁽²⁾ : a) Whole cheeses⁽⁴⁾ of a free-at-frontier value⁽⁵⁾ per 100 kg net weight of : 1. 220·70 u.a. or more, but less than 240·70 u.a. 2. 240·70 u.a. or more b) Pieces packed in vacuum or in inert gas : 1. With rind on at least one side, of a net weight : - aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value⁽⁵⁾ of not less than 240·70 u.a. but less than 268·70 u.a. per 100 kg net weight - bb) Of not less than 450 g and of a free-at-frontier value⁽⁵⁾ of not less than 268·70 u.a. per 100 kg net weight 2. Other, of a net weight of not less than 75 g but not more than 250 g⁽⁶⁾ and of a free-at-frontier value⁽⁵⁾ of not less than 288·70 u.a. per 100 kg net weight II. (Unchanged) E. (Unchanged) I. (Unchanged) a) (Unchanged) b) (Unchanged) 1. Cheddar : aa) Whole Cheddar cheeses⁽⁴⁾, made from unpasteurized milk, of a minimum fat content of 50 % by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 213·20 u.a. per 100 kg net weight⁽²⁾ bb) (unchanged)

ANNEX II

In chapter 4 of the Common Customs Tariff the columns relating to sub-headings 04.04 A I and 04.04 E I b) 1 aa) are amended, with effect from 1 May 1977, to read as follows :

CCT heading No	Description of goods	Rate of Duty	
		Autonomous % or levy (L)	Conven- tional %
1	2	3	4
04.04	Cheese and curd (a) : A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered : I. Of a minimum fat content of 45 % by weight, in the dry matter, matured for at least three months (b) : a) Whole cheeses of a free-at-frontier value per 100 kg net weight of : 1. 220·70 u.a. or more, but less than 240·70 u.a. 23 (L) (c) 2. 240·70 u.a. or more 23 (L) (c) b) Pieces packed in vacuum or in inert gas : 1. With rind on at least one side, of a net weight : aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value of not less than 240·70 u.a. but less than 268·70 u.a. per 100 kg net weight 23 (L) (c) bb) Of not less than 450 g and of a free-at-frontier value of not less than 268·70 u.a. per 100 kg net weight 23 (L) (c) 2. Others of a net weight of not less than 75 g but not more than 250 g and of a free-at-frontier value of not less than 288·70 u.a. per 100 kg net weight 23 (L) (c) II. (Unchanged) E. (Unchanged) I. (Unchanged) a) (Unchanged) b) (Unchanged) 1. Cheddar : aa) Whole Cheddar cheeses made from unpasteurized milk of a minimum fat content of 50 % by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 213·20 u.a. per 100 kg net weight (b) 23 (L) — bb) (Unchanged) 23 (L) —		

COUNCIL REGULATION (EEC) No 875/77

of 26 April 1977

amending Regulations (EEC) No 1961/75 and (EEC) No 3066/75 on the prohibition of the use of inward processing arrangements in respect of skimmed-milk powder and butter

THE COUNCIL 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 559/76⁽²⁾, and in particular Article 18 (1) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 1961/75 of 28 July 1975 on the prohibition of the use of inward processing arrangements in respect of skimmed-milk powder⁽³⁾, as amended by Regulation (EEC) No 648/77⁽⁴⁾, and Council Regulation (EEC) No 3066/75 of 24 November 1975 on the prohibition of the use of inward processing arrangements in respect of butter⁽⁵⁾, as amended by Regulation (EEC) No 648/77, were adopted because of the surplus of those products in the Community; whereas the amounts available on the Community market enabled skimmed-milk powder and butter to be made available to the processing industries concerned and the use of those products from third countries was therefore not necessary and was likely to disturb the proper functioning of the common organization of the market in milk and milk products; whereas the period of validity of these Regulations was limited to 30 April 1977;

Whereas the situation on the Community markets in the products concerned has not improved; whereas, in particular, the amounts of butter available are increasing; whereas, given the present trend, it is unlikely that market equilibrium will be restored in the near future on the basis of the medium-term measures which have been taken for that purpose or which are likely to be taken; whereas it is therefore necessary to continue to restrict all capacity to absorb surpluses to Community production; whereas to that end provision should be made for the prohibition of the use of inward processing arrangements in respect of skimmed-milk powder and butter to be maintained for a sufficient period,

HAS ADOPTED THIS REGULATION:

Article 1

In the second paragraph of Article 3 of Regulation (EEC) No 1961/75 and Article 1 of Regulation (EEC) No 3066/75, the date '30 April 1977' is hereby replaced by '31 March 1980'.

Article 2

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

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

(1) OJ No L 148, 28. 6. 1968, p. 13.

(2) OJ No L 67, 15. 3. 1976, p. 9.

(3) OJ No L 200, 31. 7. 1975, p. 6.

(4) OJ No L 82, 31. 3. 1977, p. 1.

(5) OJ No L 307, 27. 11. 1975, p. 3.

COUNCIL REGULATION (EEC) No 876/77

of 26 April 1977

amending Regulation (EEC) No 986/68 laying down general rules for granting aid for skimmed milk and skimmed-milk powder for use as feed

THE COUNCIL 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 559/76⁽²⁾, and in particular Article 10 (2) thereof,

Having regard to the proposal from the Commission,

Whereas there are large intervention stocks of skimmed-milk powder in the Community; whereas, because of the high costs resulting from prolonged public storage, it is necessary to take special measures to facilitate the use of skimmed milk for purposes other than the manufacture of skimmed-milk powder, and to amend for that purpose Council Regulation (EEC) No 986/68 of 15 July 1968 laying down general rules for granting aid for skimmed milk and skimmed-milk powder for use as feed⁽³⁾, as last amended by Regulation (EEC) No 1530/76⁽⁴⁾;

Whereas, in order to encourage the maximum use of liquid skimmed milk as feed, it is necessary to encourage the disposal of skimmed milk to be used for feeding animals other than young calves; whereas this use of skimmed milk should therefore be encouraged and it should be made possible to grant to this end a larger amount of aid than that resulting from the application of Article 2a of Regulation (EEC) No 986/68; whereas a similar measure should be adopted for skimmed-milk powder in order to permit its use in the manufacture of compound feedingstuffs for animals other than young calves;

Whereas the rules in force do not lay down any quality requirements which skimmed-milk powder must meet in order to qualify for the aid referred to in Article 10 of Regulation (EEC) No 804/68; whereas it is essential to specify a maximum moisture content;

Whereas Article 2 (6) of Regulation (EEC) No 986/68 allows, until the end of the 1976/77 milk year, the granting of aid to denatured skimmed-milk powder to be limited if it is likely to impair the effectiveness of aid for other products; whereas the reasons which led to the adoption of this measure still hold good and make it necessary to delete the time limit for its application,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 986/68 is hereby amended as follows:

(a) Article 1 (d) shall read as follows:

‘(d) skimmed-milk powder:

powdered milk and buttermilk with a maximum fat content of 11 % and a moisture content not exceeding a maximum to be fixed, unless such skimmed-milk powder comes from public stocks. This moisture content shall apply at a stage and in conditions to be defined.’

(b) In Article 2 (6), the words ‘until the end of the milk year 1976/77’ shall be deleted.

(c) The following paragraph 4 shall be added to Article 2a:

‘4. However, the aid may be fixed at levels higher than those resulting from the application of paragraph 3 if:

— the skimmed milk referred to in Article 2 (1) (a) is used for feeding animals other than young calves and is delivered to breeders of such animals at a maximum price to be fixed, under contracts which meet conditions to be determined;

(1) OJ No L 148, 28. 6. 1968, p. 13.

(2) OJ No L 67, 15. 3. 1976, p. 9.

(3) OJ No L 169, 18. 7. 1968, p. 4.

(4) OJ No L 170, 29. 6. 1976, p. 4.

- the skimmed milk referred to in Article 2 (1) (b) is used on farms where it has been produced, for feeding animals other than young calves;
- the skimmed milk and skimmed-milk powder referred to in Article 2 (1) (d) are used in the

manufacture of compound feedingstuffs for animals other than young calves.'.

Article 2

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 877/77

of 26 April 1977

amending Regulation (EEC) No 1807/76 on the granting of special aid for liquid skimmed milk for use as feedingstuffs for certain animals in regions affected by drought

THE COUNCIL 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 559/76⁽²⁾, and in particular Article 10 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Article 2a (4) of Council Regulation (EEC) No 986/68 of 15 July 1968 laying down general rules for granting aid for skimmed milk and skimmed-milk powder for use as feed⁽³⁾, as last amended by Regulation (EEC) No 876/77⁽⁴⁾, lays down that in order to encourage the use of skimmed milk for the feeding of animals other than calves, a special aid may be fixed for the product referred to in Article 2 (1) (a) and (b) of that Regulation if the product is intended for such use;

Whereas Council Regulation (EEC) No 1807/76 of 20 July 1976 on the granting of special aid for liquid skimmed milk for use as feedingstuffs for certain animals in regions affected by drought⁽⁵⁾, lays down that the aid provided for in Article 2 of Regulation (EEC) No 986/68 may be increased in the case of deliveries of skimmed milk to farmers whose holdings are situated in regions particularly affected by drought; whereas Regulation (EEC) No 1807/76 is to apply only until the end of the 1976/77 milk year;

Whereas the implementation of the provisions concerning the special aid referred to in Article 2a (4)

of Regulation (EEC) No 986/68 requires a further short period of preparation during which the possibility referred to in Regulation (EEC) No 1807/76 must be maintained in order to ensure the continuity of the use of skimmed milk on the farm;

Whereas Council Regulation (EEC) No 648/77 of 29 March 1977 extending the 1976/77 milk year⁽⁶⁾ provides for the marketing year to end on 30 April 1977; whereas, consequently, Council Regulation (EEC) No 650/77 of 29 March 1977 amending Council Regulation (EEC) No 1807/76 on the granting of special aid for liquid skimmed milk for use as feedingstuffs for certain animals in regions affected by drought⁽⁷⁾, is no longer relevant and should be repealed,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 (2) of Regulation (EEC) No 1807/76 shall be replaced by the following:

'It shall apply until 31 May 1977.'

Article 2

Regulation (EEC) No 650/77 shall be repealed with effect from 1 April 1977.

Article 3

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ OJ No L 169, 18. 7. 1968, p. 4.

⁽⁴⁾ See page 24 of this Official Journal.

⁽⁵⁾ OJ No L 202, 28. 7. 1976, p. 1.

⁽⁶⁾ OJ No L 82, 31. 3. 1977, p. 1.

⁽⁷⁾ OJ No L 82, 31. 3. 1977, p. 3.

COUNCIL REGULATION (EEC) No 878/77
of 26 April 1977
on the exchange rates to be applied in agriculture

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 28, 43 and 235 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⁽¹⁾, as last amended by Regulation (EEC) No 2543/73⁽²⁾, and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas the situation referred to in Article 3 (1) of Regulation No 129, in respect of which derogations may be made from the principle of using parities for converting one currency into another, now obtains in various Member States;

Whereas it has been possible to solve the problems posed by such a situation by applying monetary compensatory amounts and representative conversion rates for the purposes of the common agricultural policy; whereas this arrangement leads to divergent price levels in the Member States concerned; whereas, however, in order to prevent the maintenance of unchanged rates for the common agricultural policy from leading to an increase in the difference between price levels expressed in national currencies when prices are increased and in view of the fact that certain adjustments may be made to the rates to adapt them to the real economic situation in the Member States, representative rates for the currencies of the Member States concerned should be fixed at levels more closely related to the actual economic situation; whereas, at the same time, all the representative rates should be republished in a new text;

Whereas, however, the impact of this measure on the economies of the Member States concerned should be moderated as far as possible; whereas, for this reason, the new rates should be applied within a reasonable

period, coinciding if possible with the beginning of the marketing year or with a change in prices;

Whereas fixing a representative rate leads to an adjustment of agricultural prices; whereas the problems raised by the modification of exchange rates are the subject of Community provisions, in particular Council Regulation (EEC) No 1134/68 of 30 July 1968 laying down rules for the implementation of Regulation (EEC) No 653/68 on conditions for alterations to the value of the unit of account used for the common agricultural policy⁽⁵⁾; whereas these provisions only cover the case of a change in the parity of a currency; whereas they should also be applied in this case; whereas, however, in so far as the parties concerned may request the cancellation of documents or certificates, such application would be justified only if they are placed at a disadvantage as a result of the fixing of the new representative rates; whereas, however, provision should be made for this right to be replaced by another giving rise to compensation for the disadvantage suffered;

Whereas the Monetary Committee will be consulted; whereas, in view of the urgency involved, the measures envisaged should be adopted in accordance with the conditions laid down in Article 3 (2) of Regulation No 129,

HAS ADOPTED THIS REGULATION:

Article 1

1. When transactions to be carried out in pursuance of instruments relating to the common agricultural policy, or specific rules laid down by virtue of Article 235 of the Treaty, require the currencies referred to in Article 2 to be expressed in another currency or in units of account, the rate of exchange shall, in derogation from Article 2 (1) of Regulation No 129, be that corresponding to the representative rate for that currency.

2. The representative rate shall cease to be applicable for the currency of a Member State at such time as that State declares a new parity to the International Monetary Fund.

⁽¹⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽²⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽³⁾ OJ No C 93, 18. 4. 1977, p. 11.

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

⁽⁵⁾ OJ No L 188, 1. 8. 1968, p. 1.

Article 2

1. The representative rate referred to in Article 1 shall be :

- (a) for the Belgian franc and the Luxembourg franc :
1 Belgian franc/Luxembourg franc = 0.0202640 unit of account ;
- (b) for the Danish kroner :
1 Danish kroner = 0.122877 unit of account ;
- (c) for the German mark :
1 German mark = 0.293033 unit of account ;
- (d) for the French franc :
1 French franc = 0.172995 unit of account ;
- (e) for the Irish pound :
1 Irish pound = 1.35190 units of account ;
- (f) for the Italian lira :
100 Italian lira = 0.0970874 unit of account ;
- (g) for the Dutch guilder :
1 Dutch guilder = 0.293884 unit of account ;
- (h) for the pound sterling :
1 pound sterling = 1.70463 units of account.

2. These representative rates shall be applied from :

- (a) 1 April 1977 as regards the French franc, the Italian lira and the Irish pound for :
 - milk and milk products,
 - beef and veal,
 - pigmeat,
 - dehydrated fodder,
 - silkworms,
 - cherries ;
- (b) 1 August 1977 for eggs, poultry and ovalbumin and lactalbumin ;
- (c) 1 November 1977 for pigmeat as regards the German mark ;
- (d) 16 December 1977 for wine ; however, other dates may be laid down for distillation operations ;
- (e) 1 January 1978 for fishery products ;
- (f) the beginning of the 1977/78 marketing year for the other products for which the marketing year has not commenced on the date of entry into force of this Regulation ;
- (g) 1 May 1977 in all other cases.

Article 3

By way of derogation from Article 2, with regard to milk and milk products, the representative rate applicable in the United Kingdom from the beginning of the milk year until 15 September 1977 shall be : 1 pound sterling = 1.75560 units of account, and that

applicable from 16 September 1977 until 31 March 1978 shall be 1 pound sterling = 1.73013 units of account.

Article 4

1. The provisions of Regulation (EEC) No 1134/68 in respect of an alteration of the relationship between the parity of the currency of a Member State and the value of the unit of account shall apply.

2. However, the second subparagraph of Article 4 (1) of Regulation (EEC) No 1134/68 shall apply only if the application of the new representative rates is disadvantageous to the party concerned.

Before the date of application of the new rate it may be decided to offset this disadvantage by an appropriate measure. In this case, advance fixing and the certificate or document attesting thereto may not be cancelled.

Article 5

1. Rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 26 of 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 3138/76⁽²⁾, or, where appropriate, in the corresponding Articles of the other agricultural Regulations establishing similar procedures, if necessary, in derogation from the rules governing the fixing of prices laid down in the relevant provisions where and so long as strictly necessary for implementation of this Regulation.

2. As regards the amounts fixed in units of account which are not connected with the fixing of prices, the arrangements referred to in paragraph 1 above may consist of an increase of 2.00 %.

Article 6

The provisions of Council Regulation (EEC) No 557/76 of 15 March 1976 on the exchange rates to be applied in agriculture and repealing Regulation (EEC) No 475/75⁽³⁾, as last amended by Regulation (EEC) No 723/77⁽⁴⁾, shall cease to be applicable for a given sector on the date on which the provisions of this Regulation become applicable to that sector.

Article 7

This Regulation shall enter into force on 1 May 1977.

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 354, 24. 12. 1976, p. 1.

⁽³⁾ OJ No L 67, 15. 3. 1976, p. 1.

⁽⁴⁾ OJ No L 88, 6. 4. 1977, p. 8.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

COUNCIL REGULATION (EEC) No 879/77

of 26 April 1977

amending Regulation (EEC) No 350/77 laying down certain interim measures
for the conservation and management of fishery resources

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community, and in particular Article 103
thereof,

Having regard to the Act of Accession, and in parti-
cular Article 102 thereof,

Having regard to the proposal from the Commission,

Whereas all the latest scientific estimates of the North
Sea herring stock for 1977 are not yet available ;
whereas, therefore, the prohibition on herring fishing
in the North Sea should be extended to 31 May 1977
on the understanding that the Council will have to
adopt before 1 June 1977 the measures to be applied
for the remaining part of 1977,

HAS ADOPTED THIS REGULATION :

Article 1

Council Regulation (EEC) No 350/77 of 18 February
1977 laying down certain interim measures for the
conservation and management of fishery resources ⁽¹⁾
shall be amended as follows :

- in Article 1 (1), '30 April 1977' shall be replaced
by '31 May 1977',
- in Article 1 (2), first subparagraph, '1 May 1977'
shall be replaced by '1 June 1977'.

Article 2

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN

⁽¹⁾ OJ No L 48, 19. 2. 1977, p. 28.

COUNCIL REGULATION (EEC) No 880/77
of 26 April 1977
on the granting of a consumer subsidy for butter

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

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

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 559/76⁽²⁾, and in particular Article 12 (2) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Having regard to the opinion of the Economic and Social Committee⁽⁴⁾,

Whereas there are large amounts of butter available and the consumption of butter should therefore be increased by all appropriate means;

Whereas the reduction of final consumer prices is an effective way of achieving that aim; whereas for that purpose various Regulations since May 1973 have permitted the granting of a subsidy to reduce the price of butter paid by the final private consumer;

Whereas the situation on the butter market in the Community justifies the continuation of that measure; whereas, however, the maximum amount of the subsidy and the method of calculating Community financing should be adjusted taking account of the price of butter;

Whereas butter consumption in the United Kingdom has fallen appreciably; whereas this trend may be accentuated by the increase in the price of butter following the price alignment due to take place during the 1977/78 milk year; whereas there should therefore be provision for special financing arrangements for that Member State to assist it in granting the subsidy; whereas these special arrangements should apply until 31 December 1978 so that they may be aligned progressively on the Community arrangements for financing the subsidy,

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 9.

⁽³⁾ Opinion delivered on 21 April 1977 (not yet published in the Official Journal).

⁽⁴⁾ OJ No C 77, 30. 3. 1977, p. 15.

Article 1

Member States are hereby authorized to grant, in favour of final private consumers, a subsidy for butter which may not exceed 56 units of account per 100 kilograms.

Article 2

Member States shall take all appropriate measures to ensure that the subsidy is granted only in respect of butter purchased for private consumption and that it is passed on to final consumers through its effect on the final selling price. These measures may include provisions to ensure that such butter will be consumed in the Member State concerned.

Article 3

1. By way of derogation from the arrangements referred to in Article 3 of Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy⁽⁵⁾, as last amended by Regulation (EEC) No 2788/72⁽⁶⁾, the Guarantee Section of the European Agricultural Guidance and Guarantee Fund shall finance:

- in respect of that portion of the subsidy not exceeding 20 units of account per 100 kilograms of butter: 25 %,
- in respect of that portion of the subsidy in excess of 20 units of account per 100 kilograms of butter: 50 %.

However, as regards the subsidy granted by the United Kingdom until 31 December 1978, Community financing shall amount:

- (a) during the period from 1 May 1977 to 31 March 1978:
 - in respect of that portion of the subsidy not exceeding 33 units of account per 100 kilograms: to 100 %,

⁽⁵⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁶⁾ OJ No L 295, 30. 12. 1972, p. 1.

- in respect of that portion of the subsidy in excess of 33 units of account per 100 kilograms : to 25 % ;
- (b) during the period from 1 April 1978 to 31 December 1978 : to an amount to be determined subsequently in accordance with the procedure laid down in Article 43 (2) of the Treaty.

2. Nevertheless, the Community financing provided for in paragraph 1 shall be restricted to butter produced in the Community.

Article 4

This Regulation shall enter into force on 1 May 1977.

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

Done at Luxembourg, 26 April 1977.

For the Council

The President

J. SILKIN
