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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 728/78**of 11 April 1978****fixing the import levies on cereals and on wheat or rye flour groats and meal**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 709/78⁽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 Regula-
tion (EEC) No 1729/77⁽³⁾ and subsequent amending
Regulations ;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1729/77 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 12 April
1978.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 11 April 1978 fixing the import levies on cereals and on wheat or rye flour groats and meal

(u.a./tonne)		
CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	84.31
10.01 B	Durum wheat	128.07 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	80.73 ⁽⁶⁾
10.03	Barley	75.89
10.04	Oats	77.74
10.05 B	Maize, other than hybrid maize for sowing	68.14 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	77.40 ⁽⁴⁾
10.07 C	Grain sorghum	77.40 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	129.96
11.01 B	Rye flour	124.94
11.02 A I a)	Durum wheat groats and meal	209.60
11.02 A I b)	Common wheat groats and meal	138.96

⁽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./tonne.

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

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

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

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

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

COMMISSION REGULATION (EEC) No 729/78

of 11 April 1978

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 last amended by
Regulation (EEC) No 709/78 ⁽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
1730/77 ⁽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 12 April
1978.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 9.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 11 April 1978 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(u.a./tonne)

CCT heading No	Description	Current 4	1st period 5	2nd period 6	3rd period 7
10.01 A	Common wheat, and meslin	0	0	0	0.48
10.01 B	Durum wheat	0	0.64	0.64	1.29
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	1.29	1.29	2.25
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0.67

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 4	1st period 5	2nd period 6	3rd period 7	4th period 8
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0.85	0.85
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0.64	0.64
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 730/78

of 11 April 1978

fixing the export refunds on pigmeat for the period beginning 15 April 1978

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat ⁽¹⁾, as amended by Regulation (EEC) No 367/76 ⁽²⁾, and in particular the first sentence of Article 15 (5) thereof,

Whereas Article 15 of Regulation (EEC) No 2759/75 provides that the difference between prices on the world market and prices within the Community for the products listed in Article 1 (1) of that Regulation may be covered by an export refund;

Whereas Council Regulation (EEC) No 2768/75 of 29 October 1975 ⁽³⁾ lays down general rules for granting export refunds and criteria for fixing the amount of such refunds;

Whereas facilities exist at present for the export of live pigs, falling within subheading 01.03 A II b); whereas, a refund should be fixed for that product taking into account conditions of competition of Community exporters to the world market;

Whereas it follows from applying these rules and criteria to the present situation on the market in pigmeat that the refund should be fixed as indicated below;

Whereas facilities exist at present for the export of certain products falling within subheading 02.01 A III to destinations referred to in Article 3 of Regulation (EEC) No 192/75 ⁽⁴⁾, as last amended by Regulation (EEC) No 2838/77 ⁽⁵⁾; whereas a refund should be fixed for these products, taking into account in particular conditions of competition of these markets;

Whereas, for products falling within subheadings 02.06 B I b) 3 bb) and 6 bb), the refund should be limited to an amount which takes account of the qualitative characteristics of each of the products falling within this heading and of the foreseeable trend of production costs on the world market;

Whereas, if existing export outlets for products falling within subheadings 02.06 B I b) 3 aa), 4 aa), 5 aa) and

6 aa) are to be available in the future, the refund should be comparable with that fixed for dried or smoked products;

Whereas, for certain typical Italian products falling within subheading 02.06 B I b) 3 bb), maintaining participation by the Community in international commerce requires a refund of an amount to be established on taking into account conditions of access to the world market;

Whereas, for products falling within subheadings 02.06 B I b) ex 7, the refund should be granted solely in respect of products of a quality comparable with that of products falling within subheadings 02.06 B I b) 3, 4 and 5;

Whereas, because of conditions of competition in certain third countries, which are traditionally major importers of products falling within subheadings ex 16.01 A, ex 16.01 B I and II, ex 16.02 A II, ex 16.02 B III a) 1 aa), bb) and cc), 2 and 3, set out in the Annex to this Regulation, the refund for these products should be fixed taking this situation into account;

Whereas, since economically significant quantities of other pigmeat products are not being exported at present, there is no need to fix a refund for these products;

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

HAS ADOPTED THIS REGULATION:

Article 1

The list of products on which the export refund referred to in Article 15 of Regulation (EEC) No 2759/75 is granted, and the amount of that refund, are hereby fixed as shown in the Annex.

Article 2

This Regulation shall enter into force on 15 April 1978.

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 1.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

⁽⁴⁾ OJ No L 25, 31. 1. 1977, p. 1.

⁽⁵⁾ OJ No L 327, 20. 12. 1977, p. 23.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 11 April 1978 fixing the export refunds on pigmeat for the period beginning 15 April 1978

CCT heading No	Description	Refund (u.a./100 kg)
		net weight
01.03	Live swine : A. Domestic species : II. Other : b) Other	8.00
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03, or 01.04, fresh, chilled or frozen : A. Meat : III. Of swine : a) Of domestic swine : 1. Carcases or half carcasses, with or without heads, feet or flare fat 2. Hams and cuts of hams, unboned (bone-in) 3. Shoulders (fores) and cuts of shoulders, unboned (bone-in) 4. Loins and cuts of loins, unboned (bone-in) 5. Bellies (streaky) and cuts of bellies 6. Other : ex aa) Boned or boneless and frozen : (11) Hams, shoulders and loins and cuts thereof (a) ex bb) Other : (11) Hams, shoulders and loins and cuts thereof (a)	12.00 15.00 12.00 15.00 10.00 15.00 15.00
02.06	Meat and edible meat offal (except poultry liver), salted, in brine, dried or smoked : B. Meat and edible meat offals of domestic swine : I. Meat : b) Dried or smoked : 2. Bacon sides, spencers, 3/4 sides or middles : cc) 3/4 sides or middles 3. Hams and cuts of hams, unboned (bone-in) : aa) Slightly dried or slightly smoked bb) Other : (11) 'Prosciutto di Parma', 'Prosciutto di San Daniele' (b) (22) Other 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in) : aa) Slightly dried or slightly smoked 5. Loins and cuts of loins, unboned (bone-in) : aa) Slightly dried or slightly smoked 6. Bellies (streaky) and cuts of bellies : aa) Slightly dried or slightly smoked bb) Other	12.00 15.00 35.00 21.00 12.00 15.00 10.00 10.00

CCT heading No	Description	(u.a./100 kg)
		Refund net weight
02.06 (cont'd)	7. Other :	
	ex aa) Slightly dried or slightly smoked :	
	(11) Hams, shoulders and loins, pieces thereof	15.00
	ex bb) Other :	
	(11) 'Prosciutto di Parma', 'Prosciutto di San Daniele', pieces thereof (b)	35.00
	(22) Hams, shoulders and loins, pieces thereof	21.00
ex 16.01	Sausages and the like, of meat, meat offal, or animal blood, suitable for human consumption :	
	A. Liver sausages	17.00
	B. Other (c) :	
	I. Sausages, dry or for spreading, uncooked (d)	35.00
	II. Other	23.00
ex 16.02	Other prepared or preserved meat or meat offal, suitable for human consumption :	
	A. Liver :	
	II. Other	14.00
	B. Other :	
	III. Other :	
	a) Containing meat or offals of domestic swine :	
	2. Other, containing by weight :	
	aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin :	
	(11) Hams, fillets and loins, pieces thereof :	
	— For export to the United States of America	20.00
	— Other destinations	35.00
	(22) Shoulders and pieces thereof :	
	— For export to the United States of America	16.50
	— Other destinations	28.00
	(33) Other	18.00
	bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin	11.00
	cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin	6.00

- (a) The cuts are classified in this subheading only if they can be identified as originating from hams, shoulders or loins of swine.
- (b) Only those products for which the name is certified by the competent authorities of the producing Member State can benefit from this refund.
- (c) The refund on sausages presented in containers with a preservative liquid is granted on net weight after deduction of weight of this liquid.
- (d) The weight of a coating of paraffin corresponding to normal use in the trade is considered as part of the net weight of the sausage.

COMMISSION REGULATION (EEC) No 731/78
of 11 April 1978
fixing the levies and sluice-gate prices for pigmeat

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat ⁽¹⁾, as amended by Regulation (EEC) No 367/76 ⁽²⁾, and in particular Articles 8 and 12 (1) thereof,

Whereas sluice-gate prices for pig carcasses and for the other products specified in Article 1 of Council Regulation (EEC) No 2766/75 of 29 October 1975 establishing the list of products for which sluice-gate prices are to be fixed and laying down the rules for fixing the sluice-gate prices for pig carcasses ⁽³⁾, as amended by Regulation (EEC) No 370/76 ⁽⁴⁾, and levies for the products specified in Article 1 (1) of Regulation (EEC) No 2759/75, must be fixed in advance for each quarter in accordance with the methods of calculation laid down in Commission Regulation (EEC) No 1582/77 of 12 July 1977 fixing the levies and sluice-gate prices on pigmeat ⁽⁵⁾;

Whereas, since sluice-gate prices and levies for pigmeat were last fixed by Regulation (EEC) No 84/78 ⁽⁶⁾, for the period 1 February to 30 April 1978, they must be fixed anew for the period 1 May to 31 July 1978; whereas such prices and levies should in principle be fixed by reference to feed grain prices for the period 1 November 1977 to 31 March 1978;

Whereas, when the sluice-gate price applicable from 1 November, 1 February and 1 May is being fixed, trends in world market prices for feed grain are to be taken into account only if the value of the quantity of feed grain required varies by at least a specified minimum in relation to that used in calculating the sluice-gate price for the preceding quarter; whereas this minimum was fixed by Regulation (EEC) No 2766/75 at 3 %;

Whereas the value of the quantity of feed grain varies by more than 3 % from that used for the preceding quarter; whereas trends in world market prices for feed grain must therefore be taken into account when

fixing sluice-gate prices for the period 1 May to 31 July 1978;

Whereas, when the levies applicable from 1 November, 1 February and 1 May are being fixed, trends in world market prices for feed grain should be taken into account only if at the same time a new sluice-gate price is being fixed;

Whereas, since a new sluice-gate price is to be fixed, trends in world market prices for feed grain must be taken into account in fixing the levies;

Whereas, in the case of products falling within any of subheadings 02.01 B II c) 1 to 7, 15.01 A I, 16.01 A or 16.02 A II of the Common Customs Tariff, in respect of which the rate of duty has been bound within GATT, the levies should be limited to the amounts resulting from that binding;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 May to 31 July 1978, the sluice-gate prices provided for in Article 12 of Regulation (EEC) No 2759/75 for the products specified in Article 1 of Regulation (EEC) No 2766/75 and the levies provided for in Article 8 of Regulation (EEC) No 2759/75 for the products specified in Article 1 (1) of that Regulation shall be as shown in the Annex hereto.

2. Provided that, in the case of products falling within any of subheadings 02.01 B II c) 1 to 7, 15.01 A I, 16.01 A or 16.02 A II of the Common Customs Tariff, in respect of which the rate of duty has been bound within GATT, the levy shall not exceed the amount resulting from that binding.

Article 2

This Regulation shall enter into force on 1 May 1978.

¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

²⁾ OJ No L 45, 21. 2. 1976, p. 1.

³⁾ OJ No L 282, 1. 11. 1975, p. 25.

⁴⁾ OJ No L 45, 21. 2. 1976, p. 4.

⁵⁾ OJ No L 175, 15. 7. 1977, p. 12.

⁶⁾ OJ No L 14, 18. 1. 1978, p. 9.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 11 April 1978 fixing the levies and sluice-gate prices
for pigmeat

CCT heading No	Description	Sluice-gate price u.a./100 kg	Amount of levies u.a./100 kg	Conventional rate of duty bound within GATT (%)
01.03	Live swine :			
	A. Domestic species :			
	II. Other :			
	a) Sows having farrowed at least once, of a weight of not less than 160 kg	45.43	24.77	—
	b) Other	53.42	29.12	—
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen :			
	A. Meat :			
	III. Of swine :			
	a) Of domestic swine :			
	1. Carcases or half-carcases, with or without heads, feet or flare fat	69.47	37.87	—
	2. Hams and cuts of hams, unboned (bone-in)	107.67	58.70	—
	3. Shoulders (fores) and cuts of shoulders, unboned (bone-in)	84.75	46.20	—
	4. Loins and cuts of loins, unboned (bone-in)	112.53	61.35	—
	5. Bellies (streaky) and cuts of bellies	60.43	32.95	—
	6. Other :			
	aa) Boned or boneless and frozen	112.53	61.35	—
	bb) Other	—	61.35	—
	B. Offals :			
	II. Other :			
	c) Of domestic swine :			
	1. Heads and cuts of heads ; necks	—	12.12	9
	2. Feet; tails	—	3.41	9
	3. Kidneys	—	39.77	9
	4. Livers	—	45.82	11
	5. Hearts ; tongues ; lungs	—	22.72	9
	6. Livers, hearts, tongues and lungs attached to the trachea and gullet	—	33.33	9
	7. Other	—	33.33	9
02.05	Pig fat free of lean meat and poultry fat (not rendered or solvent-extracted), fresh, chilled, frozen, salted, in brine, dried or smoked :			
	A. Back-fat :			
	I. Fresh, chilled, frozen, salted or in brine	29.18	15.91	—
	II. Dried or smoked	—	18.56	—
	B. Pig fat, other than that falling within subheading A	—	9.09	—

CCT heading No	Description	Sluice-gate price u.a./100 kg	Amount of levies u.a./100 kg	Conventional rate of duty bound within GATT (%)
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked :			
	B. Meat and edible meat offals of domestic swine :			
	I. Meat :			
	a) Salted or in brine :			
	1. Carcases or half-carcases, with or without heads, feet or flare fat	69.47	37.87	—
	2. Bacon sides, spencers, 3/4 sides and middles :			
	aa) Bacon sides	93.78	51.13	—
	bb) Spencers	—	51.13	—
	cc) 3/4 sides and middles	—	56.81	—
	3. Hams and cuts of hams, unboned (bone-in)	107.67	58.70	—
	4. Shoulders (fores) and cuts of shoulders, unboned (bone-in)	84.75	46.20	—
	5. Loins and cuts of loins, unboned (bone-in)	112.53	61.35	—
	6. Bellies (streaky) and cuts of bellies	60.43	32.95	—
	7. Other	—	61.35	—
	b) Dried or smoked :			
	1. Carcases or half-carcases, with or without heads, feet or flare fat	—	56.81	—
	2. Bacon sides, spencers, 3/4 sides and middles :			
	aa) Bacon sides	—	56.81	—
	bb) Spencers	—	56.81	—
	cc) 3/4 sides and middles	—	62.49	—
	3. Hams and cuts of hams, unboned (bone-in) :			
	aa) Slightly dried or slightly smoked	—	75.74	—
	bb) Other	—	106.80	—
	4. Shoulders (fores) and cuts of shoulders, unboned (bone-in) :			
	aa) Slightly dried or slightly smoked	—	53.02	—
	bb) Other	—	84.08	—
	5. Loins and cuts of loins, unboned (bone-in) :			
	aa) Slightly dried or slightly smoked	—	79.53	—
	bb) Other	—	105.66	—
	6. Bellies (streaky) and cuts of bellies :			
	aa) Slightly dried or slightly smoked	—	37.87	—
	bb) Other	—	54.91	—
	7. Other :			
	aa) Slightly dried or slightly smoked	—	79.53	—
	bb) Other	—	106.80	—
	II. Edible meat offals :			
	a) Heads and cuts of heads ; necks	—	12.12	—
	b) Feet ; tails	—	3.41	—
	c) Kidneys	—	39.77	—
	d) Livers	—	45.82	—
	e) Hearts ; tongues ; lungs	—	22.72	—
	f) Livers, hearts, tongues and lungs attached to the trachea and gullet	—	33.33	—
	g) Other	—	33.33	—

CCT heading No	Description	Sluice-gate price u.a./100 kg	Amount of levies u.a./100 kg	Conventional rate of duty bound within GATT (%)
15.01	Lard, other pig fat and poultry fat, rendered or solvent extracted :			
	A. Lard and other pig fat :			
	I. For industrial uses other than the manufacture of foodstuffs for human consumption (a)	—	12.12	3
	II. Other	22.23	12.12	—
16.01	Sausages and the like, of meat, meat offal or animal blood :			
	A. Liver sausages	—	67.54	24
	B. Other (b) :			
	I. Sausages, dry or for spreading, uncooked	—	115.58	—
	II. Other	—	79.85	—
16.02	Other prepared or preserved meat or meat offal :			
	A. Liver :			
	II. Other	—	71.10	25
	B. Other :			
	III. Other :			
	a) Containing meat or offal of domestic swine :			
	1. Containing bovine meat, uncooked	—	165.09	—
	2. Other, containing, by weight :			
	aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin :			
	11. Hams, fillets and loins ; pieces thereof	—	122.56	—
	22. Shoulders and pieces thereof	—	101.72	—
	33. Other	—	69.81	—
	bb) 40 % or more but less than 80 % of meat or offals, of any kind, including fats of any kind or origin	—	58.84	—
	cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin	—	36.73	—

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

(b) The levy on sausages imported in containers which also contain preserving liquid, shall be charged on the net weight, i.e. minus the weight of the liquid.

COMMISSION REGULATION (EEC) No 732/78

of 11 April 1978

on detailed rules for the sale to the armed forces of Member States of beef held
by the intervention agencies and amending Regulation (EEC) No 1687/76

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
805/68 of 27 June 1968 on the common organization
of the market in beef and veal ⁽¹⁾, as last amended by
Regulation (EEC) No 425/77 ⁽²⁾, and in particular
Article 7 (3) thereof,

Whereas large stocks of beef have built up as a result
of intervention under Article 6 of Regulation (EEC)
No 805/68 ;

Whereas prolonged storage of this meat should be
avoided because of the high costs involved ; whereas
measures should therefore be adopted to encourage its
disposal ;

Whereas the sale of certain beef held by the interven-
tion agencies to the armed forces and similar organiza-
tions constitutes one such measure ;

Whereas such a sale should be subject to Commission
Regulation (EEC) No 216/69 of 4 February 1969 on
detailed rules of application for the disposal of frozen
beef and veal bought in by intervention agencies ⁽³⁾,
while providing for certain derogations which are
necessary because of the special nature of the sale in
question, and to Commission Regulation (EEC) No
1687/76 of 30 June 1976 laying down common
detailed rules for verifying the use and/or destination
of products from intervention ⁽⁴⁾, as last amended by
Regulation (EEC) No 649/78 ⁽⁵⁾ ;

Whereas special provisions should be laid down to
cover the case where the products are purchased by an
authorized agent acting on behalf of the beneficiaries,
in order to ensure that the products reach their desti-
nation ;

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

Article 1

1. The intervention agencies may be authorized to
sell to the armed forces or similar organizations of
Member States which make application therefor, bone-
in beef of adult bovine animals or boned or preserved
beef which they hold.

2. For the purposes of this Regulation, 'similar
organizations' shall mean those sections of the forces
of Member States whose members live as a commu-
nity and are subject to service regulations similar to
those of the armed forces.

Article 2

The sales shall be carried out in accordance with the
provisions of Regulation (EEC) No 216/69 and of this
Regulation.

Article 3

The armed forces or similar organizations referred to
in Article 1 may purchase the products through an
authorized agent. In such case the authorized agent
shall submit the requests for delivery from the armed
forces or similar organizations which he represents
justifying the sale of the quantity requested.

Article 4

When the products referred to in Article 1 are sold in
another Member State hereinafter called the Member
State of destination, to armed forces or similar organi-
zations not belonging to the Member State of sale, the
products shall be sold only on presentation of a
numbered voucher made out by the intervention
agency of the Member State of destination.

This voucher shall include the following information :

- (a) the beneficiaries and the name of the authorized
agent responsible ;
- (b) the quantity of the product to which it gives en-
titlement ;
- (c) the intervention agency which is to supply the
goods.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 28, 5. 2. 1969, p. 10.

⁽⁴⁾ OJ No L 190, 14. 7. 1976, p. 1.

⁽⁵⁾ OJ No L 86, 1. 4. 1978, p. 33.

The intervention agency which is to supply the goods shall be chosen by the organizations concerned.

Article 5

By way of derogation from Regulation (EEC) No 216/69 :

- (a) the security shall only be required if the products are purchased by an authorized agent ;
- (b) the price shall be paid as the goods leave the warehouse, in proportion to the quantities withdrawn, at the latest on the day preceding each withdrawal.

Article 6

Where, for reasons of *force majeure*, the purchaser is unable to observe the time limits for taking delivery the intervention agency shall determine the measures which it considers necessary in the circumstances.

Article 7

In the Annex to Regulation (EEC) No 1687/76 under the heading 'II. Products subject to a use and/or desti-

nation other than that mentioned under I', the following paragraph 16 and the relevant footnote are hereby inserted after paragraph 15 :

'16. Commission Regulation (EEC) No 732/78 of 11 April 1978 on detailed rules for the sale to the armed Forces of Member States of beef held by the intervention agencies and amending Regulation (EEC) No 1687/76

— Section 104 :

sold to the army (Regulation (EEC) No 732/78);

solgt til hæren (forordning (EØF) nr. 732/78);
an die Streitkräfte verkauft (Verordnung (EWG) Nr. 732/78);

vendu à l'armée (règlement (CEE) n° 732/78);
venduto all'esercito (regolamento (CEE) n. 732/78);

verkoht aan het leger (Verordening (EEG) nr. 732/78).'

Article 8

This Regulation shall enter into force on 10 April 1978.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 733/78

of 11 April 1978

terminating the conclusion of short-term private storage contracts in respect of table wine of type A I and table wines in close economic relationship to that type of wine

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 816/70 of 28 April 1970 laying down additional provisions for the common organization of the market in wine⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 5 (7) thereof,

Whereas Article 5 (1) of the said Regulation introducing a system of aid for the private storage of table wine lays down that the granting of such aid is to be subject to the conclusion of short-term or long-term storage contracts; whereas the first subparagraph of paragraph 2 of the said Article lays down that short-term storage contracts may be entered into when the representative price of a type of table wine remains below the activating price for two consecutive weeks and that such contracts may no longer be entered into when the representative price of that type of wine is above the activating price for two consecutive weeks; whereas, moreover, the second subparagraph of the said paragraph 2 lays down that a decision may be taken to allow short-term contracts to be concluded also in respect of table wines other than those of the type for which this possibility has been made available, where such wines are closely related economically to that type of table wine; whereas short-term contracts may no longer be entered into in respect of these wines when they are not permissible in respect of table wine to which they are closely related economically;

Whereas Commission Regulation (EEC) No 610/78 of 29 March 1978⁽³⁾ on private storage aid for table wine of type A I provides for the grant of private storage aid from 30 March 1978 for table wine of type A I;

Whereas Commission Regulation (EEC) No 677/78 of 5 April 1978⁽⁴⁾ enabled short-term private storage contracts to be concluded from 7 April 1978 in respect of table wines closely related economically to the A I type of table wine;

Whereas it has been established that the representative price for table wine of type A I during the past two weeks has been higher than the activating price;

Whereas the conditions set out in Article 5 (2) of Regulation (EEC) No 816/70 are therefore fulfilled,

HAS ADOPTED THIS REGULATION:

Article 1

No short-term private storage contracts may be entered into in respect of table wine of type A I or table wines closely related economically to that type of wine.

Article 2

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

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

Done at Brussels, 11 April 1977.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 99, 5. 5. 1970, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 83, 30. 3. 1978, p. 21.

⁽⁴⁾ OJ No L 92, 6. 4. 1978, p. 11.

COMMISSION REGULATION (EEC) No 734/78

of 11 April 1978

fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organ-
ization of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 705/78⁽²⁾, and in particular
Article 15 (7) thereof,

Whereas the import levies on white sugar and raw
sugar were fixed by Regulation (EEC) No 1436/77⁽³⁾,
as last amended by Regulation (EEC) No 719/78⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 1436/77
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 12 April
1978.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

(¹) OJ No L 359, 31. 12. 1974, p. 1.

(²) OJ No L 94, 8. 4. 1978, p. 1.

(³) OJ No L 161, 1. 7. 1977, p. 9.

(⁴) OJ No L 94, 8. 4. 1978, p. 29.

ANNEX

to the Commission Regulation of 11 April 1978 fixing the import levies on white sugar
and raw sugar

(u.e. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	27.70
	B. Raw sugar	21.77 (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 20 March 1978

fixing the minimum selling prices for butter for the 70th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 232/75

(78/340/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 6 (7) thereof,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream⁽³⁾, as last amended by Regulation (EEC) No 2714/72⁽⁴⁾, and in particular Article 7a thereof,

Whereas, pursuant to Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice-cream⁽⁵⁾, as last amended by Regulation (EEC) No 367/78⁽⁶⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them;

Whereas Article 9 of that Regulation provides that, in the light of the tenders received, a minimum selling price must be fixed which may vary according to the use to which the butter is to be put and according to the fat content of the butter; whereas, alternatively, a decision may be taken not to proceed with the invitation to tender; whereas the amounts of the processing security must be fixed in the light of the difference between the minimum selling prices and the market prices of the butter;

Whereas, in the light of the tenders received in response to the 70th individual invitation to tender, the minimum selling prices should be fixed at the level specified below and the processing securities determined accordingly;

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

HAS ADOPTED THIS DECISION:

Article 1

For the 70th individual invitation to tender under Regulation (EEC) No 232/75, in respect of which the time limit for the submission of tenders expires on 14 March 1978, the minimum selling prices and the processing securities shall be as follows:

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 169, 18. 7. 1968, p. 1.

⁽⁴⁾ OJ No L 291, 28. 12. 1972, p. 15.

⁽⁵⁾ OJ No L 24, 31. 1. 1975, p. 45.

⁽⁶⁾ OJ No L 52, 23. 2. 1978, p. 12.

Use to which the butter is to be put (Article 6 (1) (c) of Regulation (EEC) No 232/75)	Fat content of the butter	Minimum selling price in u.a. per 100 kg butter	Processing security in u.a. per 100 kg butter
Formula A	82 % or more	88	167
	Less than 82 %	85-85	163
Formula B	82 % or more	130	125
	Less than 82 %	—	—

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 20 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 20 March 1978****fixing the minimum selling price for skimmed-milk powder for the 13th individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 368/77****(78/341/EEC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 7 (5) thereof,

Whereas, pursuant to Commission Regulation (EEC) No 368/77 of 23 February 1977 on the sale by tender of skimmed-milk powder for use in feed for pigs and poultry⁽³⁾, as last amended by Regulation (EEC) No 214/78⁽⁴⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of skimmed-milk powder held by them ;

Whereas, according to Article 11 of the said Regulation, in the light of the tenders received in response to each individual invitation to tender, a minimum selling price shall be fixed or a decision shall be taken to make no award ; whereas the amount of the processing security shall also be fixed taking account of the difference between the market price of skimmed-milk powder and the minimum price fixed ;

Whereas, in the light of the tenders received in response to the 13th individual invitation to tender, the minimum selling price should be fixed at the level specified below and the processing security determined accordingly ;

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

HAS ADOPTED THIS DECISION :

Article 1

For the 13th individual invitation to tender under Regulation (EEC) No 368/77, in respect of which the time limit for the submission of tenders expires on 14 March 1978 :

- the minimum selling price shall be fixed at 13.5 units of account per 100 kilograms,
- the processing security shall be fixed at 85 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 20 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 52, 24. 2. 1977, p. 19.

⁽⁴⁾ OJ No L 31, 2. 2. 1978, p. 12.

COMMISSION DECISION

of 20 March 1978

fixing the maximum amount of special aid for skimmed-milk powder for the seventh individual invitation to tender issued under Regulation (EEC) No 1844/77

(78/342/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 10 (3) thereof,

Whereas, pursuant to Commission Regulation (EEC) No 1844/77 of 10 August 1977 on the granting by tender of special aid for skimmed-milk powder intended as feed for animals other than young calves⁽³⁾, the intervention agencies have opened a standing invitation to tender for the amount of this special aid;

Whereas, according to Article 6 of the said Regulation, for each individual invitation to tender a maximum amount of aid shall be fixed or a decision shall be taken not to proceed with the tender;

Whereas, account being taken of the minimum price valid pursuant to Regulation (EEC) No 368/77 for the individual invitation to tender of the month concerned, of the situation on the skimmed-milk powder and soya markets and of the quantities offered, a maximum amount of special aid for the

seventh individual invitation to tender shall be fixed at the level specified below;

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

HAS ADOPTED THIS DECISION:

Article 1

For the seventh individual invitation to tender under Regulation (EEC) No 1844/77, in respect of which the time limit for the submission of tenders expires on 14 March 1978, the maximum amount of special aid shall be fixed at 76 units of account per 100 kilograms of skimmed-milk powder.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 20 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 205, 11. 8. 1977, p. 11.

COMMISSION DECISION

of 21 March 1978

specifying the extent to which applications lodged during the month of March 1978 for import licences in respect of young male bovine animals for fattening may be accepted

(78/343/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽¹⁾, as last amended by Regulation (EEC) No 425/77⁽²⁾, and in particular Article 13 (14) (a) thereof,

Whereas Commission Regulation (EEC) No 2902/77 of 22 December 1977⁽³⁾, as amended by Regulation (EEC) No 345/78⁽⁴⁾, fixed the quantity of young male bovine animals which may be imported on special terms during the first quarter of 1978; whereas, having regard to the applications for import licences lodged by each of the categories of applicant referred to in that Regulation, such licences should be issued as provided below;

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

HAS ADOPTED THIS DECISION:

Article 1

Import licences for young male bovine animals for fattening in respect of which applications were lodged between 1 and 10 March 1978 shall be issued as follows:

1. The quantities requested in Italy:

- (a) for animals of 220 to 300 kilograms *per capita* live weight coming from Yugoslavia:
 - (aa) by agricultural producers or their organizations shall be reduced by 23.81 %,
 - (bb) by other applicants shall be reduced by 89.76 %;
- (b) for animals of up to 300 kilograms *per capita* live weight coming from other non-member countries:
 - (aa) by agricultural producers or their organizations shall be reduced by 71.1 %,
 - (bb) by other applicants shall be reduced by 97.53 %.

2. The quantities requested in the other Member States shall be allocated in full.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 21 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 338, 28. 12. 1977, p. 12.

⁽⁴⁾ OJ No L 49, 21. 2. 1978, p. 9.

COMMISSION DECISION

of 29 March 1978

fixing the maximum amount of the export refund for the 34th partial invitation
to tender for white sugar issued under Regulation (EEC) No 1634/77

(78/344/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽²⁾, and in particular
Article 19 (4) thereof,

Whereas Commission Regulation (EEC) No 1634/77
of 19 July 1977 on a standing invitation to tender to
determine export refunds for white sugar⁽³⁾, requires
partial invitations to tender to be issued for the export
of this sugar ;

Whereas, pursuant to Article 4 (3) of Council Regula-
tion (EEC) No 766/68 of 18 June 1968 laying down
general rules for granting export refunds on sugar⁽⁴⁾,
as last amended by Regulation (EEC) No 1489/76⁽⁵⁾,
the maximum amount of the refund is fixed for
partial invitations to tender within three working days
following the expiry of the time limit for the submis-
sion of tenders ;

Whereas, when the maximum amount of the refund is
being calculated, account must be taken of the supply
situation and prices within the Community, prices
and potential outlets on the world market and costs
incurred in exporting sugar ;

Whereas, following an examination of the tenders
submitted in response to the 34th partial invitation to
tender, the provisions set out in Article 1 should be
adopted ;

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

HAS ADOPTED THIS DECISION :

Article 1

The maximum amount of the export refund for the
34th partial invitation to tender for white sugar issued
under Regulation (EEC) No 1634/77 is hereby fixed at
24·317 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 181, 21. 7. 1977, p. 35.

⁽⁴⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁵⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION

of 29 March 1978

fixing the maximum amount of the export refund for the 23rd partial invitation
to tender for raw beet sugar issued under Regulation (EEC) No 1790/77

(78/345/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽²⁾, and in particular
Article 19 (4) thereof,

Whereas Commission Regulation (EEC) No 1790/77
of 2 August 1977 on a standing invitation to tender to
determine export refunds for raw beet sugar⁽³⁾,
requires partial invitations to tender to be issued for
the export of this sugar;

Whereas, pursuant to Article 4 (3) of Council Regula-
tion (EEC) No 766/68 of 18 June 1968 laying down
general rules for granting export refunds on sugar⁽⁴⁾,
as last amended by Regulation (EEC) No 1489/76⁽⁵⁾,
the maximum amount of the refund is fixed for
partial invitations to tender within three working days
following the expiry of the time limit for the submis-
sion of tenders;

Whereas, when the maximum amount of the refund is
being calculated, account must be taken of the supply
situation and prices within the Community, prices
and potential outlets on the world market and costs
incurred in exporting sugar;

Whereas, following an examination of the tenders
submitted in response to the 23rd partial invitation to
tender, the provisions set out in Article 1 should be
adopted;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the
23rd partial invitation to tender for raw beet sugar
issued under Regulation (EEC) No 1790/77 is hereby
fixed at 21.50 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 197, 4. 8. 1977, p. 11.

⁽⁴⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁵⁾ OJ No L 167, 26. 6. 1976, p. 13.

COMMISSION DECISION**of 29 March 1978****fixing the maximum amount of the premium for white sugar under the tender
referred to in Regulation (EEC) No 1320/77****(78/346/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
3330/74 of 19 December 1974 on the common organi-
zation of the market in sugar⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽²⁾, and in particular
Article 9 (6) thereof,

Whereas Commission Regulation (EEC) No 1320/77
of 20 June 1977 opening an invitation to tender for
the purpose of determining premiums for white sugar
for feeding to bees⁽³⁾, as amended by Regulation
(EEC) No 489/78⁽⁴⁾, provides that Member States are
to issue an invitation to tender for the purpose of
determining the said premiums;

Whereas Article 4 (3) of Council Regulation (EEC) No
2049/69 of 17 October 1969 laying down general
rules on the denaturing of sugar for animal feed⁽⁵⁾, as
last amended by Regulation (EEC) No 1640/73⁽⁶⁾,
provides that, where denaturing premiums are fixed
following an invitation to tender, the criteria set out in
Article 3 thereof are to be taken into account in fixing
a maximum amount of the premium; whereas, having
regard to the criteria and following examination of the
tenders submitted, the maximum amount of the dena-
turing premiums should be fixed at the level specified
in Article 1;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the denaturing premium
for the invitation to tender issued under Regulation
(EEC) No 1320/77, the time limit for the submission
of tenders having expired on 29 March 1978, is
hereby fixed at 10 units of account per 100 kilograms
of white sugar, corresponding to a total quantity of
47 999 units of account concerned to a sum of 480
tonnes of sugar.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 152, 21. 6. 1977, p. 18.

⁽⁴⁾ OJ No L 67, 9. 3. 1978, p. 22.

⁽⁵⁾ OJ No L 263, 21. 10. 1969, p. 1.

⁽⁶⁾ OJ No L 165, 22. 6. 1973, p. 6.

COMMISSION DECISION

of 30 March 1978

authorizing the United Kingdom to restrict the marketing of seed of certain varieties of agricultural plant species

(Only the English text is authentic)

(78/347/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species⁽¹⁾, as last amended by Directive 78/55/EEC⁽²⁾, and in particular Article 15 (2) and (3) thereof,

Having regard to the application lodged by the United Kingdom,

Whereas, under Article 15 (1) of the said Directive, seeds and propagating material of varieties of agricultural plant species which have been officially accepted during 1975 in one or more Member States and which also meet the conditions laid down in the said Directive are, with effect from 31 December 1977, no longer subject to any marketing restrictions relating to variety in the Community;

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

Whereas the United Kingdom has applied for such authorization for certain varieties;

Whereas Commission Decision 78/128/EEC of 28 December 1977⁽³⁾ extended the period provided for in the said Article 15 (1) for these varieties for the United Kingdom from 31 December 1977 to 31 March 1978;

Whereas the Commission has meanwhile completed its examination of the United Kingdom application in respect of these varieties;

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

Whereas, in respect of the variety Marathon (perennial rye grass), the results of the trials show that in the United Kingdom, when compared with the national rules governing the acceptance of varieties there, which apply as part of current Community provisions, it is not distinct from other varieties accepted therein (Article 15 (3) (a) of the said Directive);

Whereas therefore the application of the United Kingdom in respect of this variety should be granted in full;

Whereas other varieties are no longer included in the United Kingdom application;

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

HAS ADOPTED THIS DECISION:

Article 1

The United Kingdom is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1978 common catalogue of varieties of agricultural plant species.

Fodder plants

Lolium perenne L.
Marathon

Article 2

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

Article 3

The United Kingdom shall notify the Commission of the date from which it makes use of the authorization under Article 1 and the detailed methods to be

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 16, 20. 1. 1978, p. 23.

⁽³⁾ OJ No L 41, 11. 2. 1978, p. 44.

followed. The Commission shall inform the other Member States thereof.

Done at Brussels, 30 March 1978.

For the Commission

Article 4

Finn GUNDELACH

This Decision is addressed to the United Kingdom.

Vice-President

COMMISSION DECISION

of 30 March 1978

authorizing the French Republic to restrict the marketing of seed of certain varieties of agricultural plant species

(Only the French text is authentic)

(78/348/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/457/EEC of 29 September 1970 on the common catalogue of varieties of agricultural plant species⁽¹⁾, as last amended by Directive 78/55/EEC⁽²⁾, and in particular Article 15 (2) and (3) thereof,

Having regard to the application lodged by the French Republic,

Whereas, under Article 15 (1) of the said Directive, seeds and propagating material of varieties of agricultural plant species which have been officially accepted during 1975 in one or more Member States and which also meet the conditions laid down in the said Directive are, with effect from 31 December 1977, no longer subject to any marketing restrictions relating to variety in the Community;

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

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

Whereas Commission Decision 78/123/EEC of 28 December 1977⁽³⁾ extended the period provided for in the said Article 15 (1) for the majority of these varieties for the French Republic from 31 December 1977 to 31 March 1978;

Whereas the Commission has meanwhile completed its examination of the French application in respect of these varieties;

Whereas the varieties listed in this Decision have been the subject of official growing trials in the French Republic; whereas the results of these trials have led the French Republic to decide that these varieties are not sufficiently uniform there or that

their value for cultivation or use is inferior to other comparable varieties accepted in the French Republic;

Whereas, for the varieties Nika (cocksfoot), Bernburger annua, Mowester (Italian/Westerwold ryegrass), Naki (perennial ryegrass), Para and SK 45 (timothy), the other Member States have accepted these conclusions; whereas it is therefore clear that these varieties do not produce results in the Republic of France, which, with respect to their qualities taken as a whole as regards their value for cultivation or use, correspond to those obtained from a comparable variety accepted there (Article 15 (3) (c), first case, thereof);

Whereas, for the varieties Sania (common wheat) and Kroko (swede rape), the results of the trials show that in the Republic of France, when compared with the national rules governing the acceptance of varieties there which apply within the framework of current Community provisions, they are not sufficiently uniform in certain characteristics (Article 15 (3) (a) thereof);

Whereas, for the varieties Dagoma, Iris, Luna Roskilde, N.F.G., Unke Pajbjerg (cocksfoot) and Eskimo (timothy), the results of the trials show that they do not produce results in the Republic of France, which with respect to their resistance to harmful organisms without compensation by other superior characteristics (Article 5 (4), second sentence, thereof) correspond to those obtained from a comparable variety accepted there (Article 15 (3), (c), first case, thereof);

Whereas, therefore, the application of the French Republic in respect of these varieties should be granted in full;

Whereas other varieties are no longer included in the French application;

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

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 16, 20. 1. 1978, p. 23.

⁽³⁾ OJ No L 41, 11. 2. 1978, p. 36.

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is hereby authorized to prohibit the marketing in its territory of seed of the following varieties listed in the 1978 common catalogue of varieties of agricultural plant species :

I. Fodder plants

1. *Dactylis glomerata* L.
Dagoma
Iris
Luna Roskilde
NFG
Nika
Unke Pajbjerg
2. *Lolium multiflorum* Lam.
Bernburger annua
Mowester
3. *Lolium perenne* L.
Naki
4. *Phleum pratense* L.
Eskimo
Para
SK 45

II. Oil and fibre plants

Brassica napus L. ssp. *oleifera* (Metzg.) Sinsk.
Kroko

III. Cereals

Triticum aestivum L.
Sania

Article 2

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

Article 3

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

Article 4

This Decision is addressed to the French Republic.

Done at Brussels, 30 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION**of 30 March 1978****authorizing the Federal Republic of Germany to restrict the marketing of seed
of certain varieties of agricultural plant species****(Only the German text is authentic)****(78/349/EEC)**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 70/457/EEC of 29
September 1970 on the common catalogue of varieties
of agricultural plant species⁽¹⁾, as last amended by
Directive 78/55/EEC⁽²⁾, and in particular Article 15
(2) and (3) thereof,

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

Whereas, under Article 15 (1) of the said Directive,
seeds or propagating material of varieties of agricul-
tural plant species which have been officially accepted
during 1975 in one or more Member States and which
also meet the conditions laid down in the said Direc-
tive are, with effect from 31 December 1977, no
longer subject to any marketing restrictions relating to
variety in the Community;

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

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

Whereas Commission Decision 78/125/EEC of 28
December 1977⁽³⁾ extended the period provided for
in the said Article 15 (1) for the majority of these varie-
ties for the Federal Republic of Germany from 31
December 1977 to 31 March 1978;

Whereas the Commission has meanwhile completed
its examination of the German application in respect
of these varieties;

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

Whereas, in respect of the varieties Uri (perennial
ryegrass) and Marino (red clover), the results of the

trials show that in the Federal Republic of Germany,
when compared with the national rules governing the
acceptance of varieties there, which apply as part of
current Community provisions, they are not distinct
from other varieties accepted therein (Article 15 (3) (a)
of the said Directive);

Whereas therefore the application of the Federal Repu-
blic of Germany in respect of these varieties should be
granted in full;

Whereas other varieties are no longer included in the
German application;

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

HAS ADOPTED THIS DECISION :

Article 1

The Federal Republic of Germany is hereby autho-
rized to prohibit the marketing in its territory of seed
of the following varieties listed in the 1978 common
catalogue of varieties of agricultural plant species :

Fodder plants

1. *Lolium perenne* L.
Uri
2. *Trifolium pratense* L.
Marino

Article 2

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

Article 3

The Federal Republic of Germany shall notify the
Commission of the date from which it makes use of
the authorization under Article 1 and the detailed

⁽¹⁾ OJ No L 225, 12. 10. 1970, p. 1.

⁽²⁾ OJ No L 16, 20. 1. 1978, p. 23.

⁽³⁾ OJ No L 41, 11. 2. 1978, p. 40.

methods to be followed. The Commission shall inform the other Member States thereof.

Done at Brussels, 30 March 1978.

Article 4

This Decision is addressed to the Federal Republic of Germany.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 30 March 1978

fixing the maximum export refund on barley in connection with the invitation
to tender issued in Regulation (EEC) No 1931/77

(78/350/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organiza-
tion of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 2560/77⁽²⁾,

Having regard to Council Regulation (EEC) No
2746/75 of 29 October 1975 laying down general
rules for granting export refunds on cereals and
criteria for fixing the amount of such refunds⁽³⁾, and
in particular Article 5 thereof,

Having regard to Commission Regulation (EEC) No
1931/77 of 26 August 1977 on an invitation to tender
for the refund for the export of barley to Zones I, II,
III, IV and VI⁽⁴⁾, as amended by Regulation (EEC) No
2723/77⁽⁵⁾,

Whereas in Regulation (EEC) No 1931/77 an invita-
tion to tender was issued for the export refund on
barley; whereas, according to the notice of invitation
to tender⁽⁶⁾ accompanying that Regulation, the total
quantity in respect of which the export refund may be
fixed is approximately 2 600 000 tonnes;

Whereas, pursuant to Article 5 of Commission Regula-
tion (EEC) No 279/75 of 4 February 1975 laying
down detailed rules for the application of the system
of tendering for export refunds on cereals⁽⁷⁾, the
Commission, acting under the procedure laid down in
Article 26 of Regulation (EEC) No 2727/75, may
decide to fix a maximum export refund; whereas in
fixing this maximum the criteria provided for in Arti-

cles 2 and 3 of Regulation (EEC) No 2746/75 must be
taken into account; whereas a contract is awarded to
any tenderer whose tender is equal to or less than the
maximum export refund;

Whereas the application of the abovementioned
criteria to the current market situation for the cereal
in question results in the maximum export refund
being fixed at the amount specified in Article 1;
whereas the quantities of barley in respect of which
refunds are fixed amount to 85 000 tonnes;

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

HAS ADOPTED THIS DECISION:

Article 1

The maximum export refund on barley is hereby fixed
on the basis of the tenders submitted by 30 March
1978 at 64.71 units of account per tonne.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 30 March 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 78.

⁽⁴⁾ OJ No L 219, 27. 8. 1977, p. 5.

⁽⁵⁾ OJ No L 315, 9. 12. 1977, p. 14.

⁽⁶⁾ OJ No C 207, 30. 8. 1977, p. 7.

⁽⁷⁾ OJ No L 31, 5. 2. 1975, p. 8.