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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 821/78**of 25 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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 13 (5) thereof,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 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 26 April 1978.

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

Done at Brussels, 25 April 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 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 25 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	90.43
10.01 B	Durum wheat	130.32 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	82.66 ⁽⁶⁾
10.03	Barley	77.06
10.04	Oats	77.42
10.05 B	Maize, other than hybrid maize for sowing	72.65 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	78.68 ⁽⁴⁾
10.07 C	Grain sorghum	78.68 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	138.53
11.01 B	Rye flour	127.64
11.02 A I a)	Durum wheat groats and meal	213.09
11.02 A I b)	Common wheat groats and meal	148.21

⁽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 822/78

of 25 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 2560/77⁽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 26 April
1978.

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

Done at Brussels, 25 April 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 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 25 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
10.01 B	Durum wheat	0	0.64	0.64	1.29
10.02	Rye	0	0	0	0.64
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	1.93	1.93	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

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	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 823/78

of 25 April 1978

fixing the reference price for cucumbers for the month of May 1978

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

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 1034/77⁽²⁾, and in
particular Article 27 (1) thereof,

Whereas, pursuant to Article 23 (1) of Regulation
(EEC) No 1035/72, reference prices valid for the
whole Community are to be fixed at the beginning of
the marketing year;

Whereas cucumbers are produced in such quantities
in the Community that reference prices should be
fixed for them;

Whereas cucumbers harvested during a given crop
year are marketed from January to December;
whereas, for the present marketing year, the reference
prices have already been fixed up to 30 April by Regu-
lation (EEC) No 244/78 of 6 February 1978⁽³⁾;
whereas with the information currently available it is
not possible to fix reference prices beyond the month
of May; whereas reference prices should therefore be
fixed only for that month;

Whereas pursuant to Article 23 (2) of Regulation
(EEC) No 1035/72 the reference prices are fixed on
the basis of the arithmetic mean of producer prices in
each Member State plus an amount representing the
costs of transporting Community products from the
production areas to Community marketing centres;
whereas the trend of average basic prices and buying-
in prices must also be taken into account;

Whereas producer prices are to correspond to the
average of the prices recorded on the representative
market or markets situated in the production areas
where prices are lowest, during the three years prior to
the date on which the reference price is fixed, for a
home-grown product with defined commercial charac-

teristics, being a product or variety representing a
substantial proportion of the production marketed
over the year or over part thereof and satisfying speci-
fied requirements as regards market preparation;
whereas, when the average of prices recorded on each
representative market is being calculated, prices which
could be considered excessively high or excessively
low in relation to normal price fluctuations on that
market are to be disregarded;

Whereas during the month of May Community-
produced cucumbers are grown mainly under glass;
whereas the reference price for this month must there-
fore be fixed for a product of that type; whereas
cucumbers imported from certain third countries will
have been grown in the open; whereas, although such
cucumbers may be classed in Class I, their quality and
price are not comparable with those of products
grown under glass; whereas the price for cucumbers
not grown under glass should therefore be adjusted by
a conversion factor;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the month of May 1978, the reference price
for cucumbers (subheading ex 07.01 P of the
Common Customs Tariff), expressed in units of
account per 100 kilograms net of packed products of
Class I, of all sizes, shall be as follows: 41.83.

2. For the purpose of calculating entry prices, the
prices for cucumbers not produced under glass,
imported from third countries, shall, after deduction
of customs duties, be multiplied by a conversion
factor of 1.30.

Article 2

This Regulation shall enter into force on 1 May 1978.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 37, 7. 2. 1978, p. 11.

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

Done at Brussels, 25 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 824/78

of 25 April 1978

fixing the reference price for tomatoes for the month of May 1978

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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 1034/77⁽²⁾, and in particular Article 27 (1) thereof,

Whereas, pursuant to Article 23 (1) of Regulation (EEC) No 1035/72, reference prices valid for the whole Community are to be fixed at the beginning of the marketing year;

Whereas tomatoes are produced in such quantities in the Community that reference prices should be fixed for them;

Whereas tomatoes harvested during a given crop year are marketed from January to December; whereas, for the present marketing year, the reference prices have already been fixed up to 30 April by Regulation (EEC) No 585/78 of 22 March 1978⁽³⁾; whereas with the information currently available it is not possible to fix reference prices beyond the month of May; whereas reference prices should therefore be fixed only for that month;

Whereas pursuant to Article 23 (2) of Regulation (EEC) No 1035/72 the reference prices are fixed on the basis of the arithmetic mean of producer prices in each Member State plus an amount representing the costs of transporting Community products from the production areas to Community marketing centres; whereas the trend of average basic prices and buying-in prices must also be taken into account;

Whereas producer prices are to correspond to the average of the prices recorded on the representative market or markets situated in the production areas where prices are lowest, during the three years prior to the date on which the reference price is fixed, for a home-grown product with defined commercial charac-

teristics, being a product or variety representing a substantial proportion of the production marketed over the year or over part thereof and satisfying specified requirements as regards market preparation; whereas, when the average of prices recorded on each representative market is being calculated, prices which could be considered excessively high or excessively low in relation to normal price fluctuations on that market are to be disregarded;

Whereas during the month of May Community-produced tomatoes are grown mainly under glass; whereas the reference price for this month must therefore be fixed for a product of that type; whereas tomatoes imported from certain third countries will have been grown in the open; whereas, although such tomatoes may be classed in Class I, their quality and price are not comparable with those of products grown under glass; whereas the price for tomatoes not grown under glass should therefore be adjusted by a conversion factor;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the month of May 1978, the reference price for tomatoes (subheading 07.01 M of the Common Customs Tariff), expressed in units of account per 100 kilograms net of packed products of Class I, of all sizes, shall be as follows: 77.53.

2. For the purpose of calculating entry prices, the prices for tomatoes not produced under glass, imported from third countries, shall, after deduction of customs duties, be multiplied by a conversion factor of 1.75.

Article 2

This Regulation shall enter into force on 1 May 1978.

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 125, 19. 5. 1977, p. 1.

⁽³⁾ OJ No L 79, 23. 3. 1978, p. 28.

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

Done at Brussels, 25 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 825/78

of 25 April 1978

on the sales for export of olive oil held by the Italian intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 2560/77⁽²⁾, and in particular Article 11 (5) thereof,

Whereas, pursuant to Article 11 (1) of Regulation No 136/66/EEC, the Italian intervention agency bought in large quantities of olive oil during the 1975/76 marketing year;

Whereas Commission Regulation (EEC) No 2960/77 of 23 December 1977 on detailed rules for the sale of olive oil held by intervention agencies⁽³⁾ laid down the conditions for the sale by tender of olive oil on the Community market and for export; whereas at the present time there exist opportunities for exporting refined olive residue and olive oil to certain African and Asian countries; whereas, therefore, with a view to exporting to these countries, the oils necessary for the manufacture of the abovementioned product should be put up for sale by tender;

Whereas, in view of the special features of the markets of the abovementioned countries, it should be laid down that the product concerned must be exported in bulk;

Whereas, in order to ensure the proper functioning of the system described above, it should be laid down that the security will be released only on presentation of proof that the product has reached its destination;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. The Italian intervention agency, Azienda di Stato per gli interventi nel mercato agricolo, hereinafter

called 'AIMA', shall put up for sale by tender for export

- to African countries and Madagascar, excluding Algeria, Libya, Morocco, South Africa and Tunisia,
- to Iran, Iraq, Israel, Jordan and Lebanon,

in accordance with the provisions of this Regulation and of Regulation (EEC) No 2960/77:

- 1 000 tonnes of extra virgin olive oil,
- 5 000 tonnes of olive residue oil,

out of the intervention purchases made during the 1975/76 olive oil marketing year.

2. The quantities awarded shall be exported in bulk:

- for extra virgin olive oil, after mixing with refined olive residue oil,
- for olive residue oil, after refining and mixing with virgin oil.

Article 2

The invitations to tender shall be made public on 28 April 1978. Particulars of the lots of oil offered for sale and the place where they are stored shall be displayed at the central office of AIMA, Via Palestro 81, Rome, Italy.

Article 3

The minimum selling price shall be as set out in the Annex hereto.

Article 4

Tenders shall reach AIMA, Via Palestro 81, Rome, Italy, not later than 2 p.m. (Italian time) on 16 May 1978.

Article 5

The olive oil shall be sold by AIMA on 19 May 1978.

AIMA shall forward to the storage agencies the list of lots not awarded.

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

⁽²⁾ OJ No L 303, 28. 11. 1977, p. 1.

⁽³⁾ OJ No L 348, 30. 12. 1977, p. 46.

Article 6

The security for tender provided for in Article 8 of Regulation (EEC) No 2960/77 shall be eight units of account per 100 kilograms of olive oil.

The security provided for in Article 12 (3) of Regulation (EEC) No 2960/77 shall be 60 units of account per 100 kilograms of olive oil.

Without prejudice to the first indent of Article 18 (1) of Regulation (EEC) No 2960/77, the release of the security shall be subject to proof that the product has been imported into one of the countries referred to in Article 1 of this Regulation, unless destroyed *en route* as a result of *force majeure*.

Article 18 (2) of Regulation (EEC) No 2960/77 shall apply.

Article 7

The storage allowance shall be Lit 1 000 per 100 kilograms.

Article 8

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 Brussels, 25 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

*ANNEX***Minimum selling price of olive oil held by the Italian intervention agency**

1. 1° extra virgin olive oil : Lit 103 000 per 100 kilograms.
2. Basic 15° olive residue oil : Lit 45 000 per 100 kilograms.

In the case of olive residue oil with a different degree of acidity there shall be added or deducted, as the case may be, Lit 1 100 per 100 kilograms for each degree of acidity or fraction thereof below or above 15°.

COMMISSION REGULATION (EEC) No 826/78

of 25 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 2560/77⁽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 820/78⁽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 26 April
1978.

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

Done at Brussels, 25 April 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 161, 1. 7. 1977, p. 9.

⁽⁴⁾ OJ No L 112, 25. 4. 1978, p. 22.

ANNEX

to the Commission Regulation of 25 April 1978 fixing the import levies on white sugar
and raw sugar

(mt./100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form :	
	A. White sugar ; flavoured or coloured sugar	27.11
	B. Raw sugar	21.65 ⁽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 11 April 1978

authorizing the French Republic not to apply Community treatment to men's and boys' underpants and briefs, women's, girls' and infants' knickers and briefs, knitted or crocheted, not elastic or rubberized, of cotton or synthetic textile fibres, falling within heading No ex 60.04 of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States

(Only the French text is authentic)

(78/396/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 4 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' underpants and briefs, women's, girls' and infants' knickers and briefs, knitted or crocheted, not elastic or rubberized, of cotton or synthetic textile fibres, falling within heading No ex 60.04 of the Common Customs Tariff, originating in Hong Kong and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in Hong Kong is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement Hong Kong has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

Whereas, however, the request for a licence which gave rise to the application in question does not need to be covered by such an authorization in view of the small amount involved,

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Hong Kong and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after the date of this Decision :

CCT heading No	Description
ex 60.04	Men's and boys' underpants and briefs, women's, girls' and infants' knickers and briefs, knitted or crocheted, not elastic or rubberized, of cotton or synthetic textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Hong Kong or until 31 December 1978, whichever is the earlier.

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 11 April 1978.

For the Commission

Lorenzo NATALI

Vice-President

COMMISSION DECISION

of 11 April 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's and boys' woven suits of man-made textile fibres, falling within heading No ex 61.01 of the Common Customs Tariff, originating in Poland and in free circulation in the other Member States

(Only the French and Dutch texts are authentic)

(78/397/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 3 April 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' woven suits of man-made textile fibres, falling within heading No ex 61.01 of the Common Customs Tariff, originating in Poland and in free circulation in the other Member States,

Whereas in the Benelux countries the importation of the products in question originating in Poland is, in accordance with the Council Decision of 20 December 1977⁽¹⁾ and until the entry into force of the definitive arrangements, subject to quantitative restriction which has been taken up;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment and a progressive decline in its market share;

Whereas these economic difficulties are caused largely by unequal conditions of competition, whereby exports can be effected at prices appreciably lower than those of the Community products in question;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the condi-

tions specified in the Commission Decision of 12 May 1971⁽²⁾, and in particular Article 1 thereof,

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in Poland and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 22 March 1978:

CCT heading No	Description
ex 61.01	Men's and boys' woven suits of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from Poland or until 31 December 1978, whichever is the earlier.

Article 3

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

Done at Brussels, 11 April 1978.

For the Commission

Lorenzo NATALI

Vice-President

⁽¹⁾ OJ No L 357, 31. 12. 1977.

⁽²⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 12 April 1978

fixing the maximum amount of the export refund for the 36th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77

(78/398/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 organization 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 Regulation (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 submission 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 36th 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 Management Committee for Sugar,

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 36th partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 is hereby fixed at 24.691 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 April 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 12 April 1978

fixing the maximum amount of the export refund for the 25th partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77

(78/399/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 organization 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 Regulation (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 submission 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 25th 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 Management Committee for Sugar,

HAS ADOPTED THIS DECISION:

Article 1

The maximum amount of the export refund for the 25th partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77 is hereby fixed at 21.836 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 April 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 12 April 1978****fixing the maximum amount of the premium for white sugar under the tender
referred to in Regulation (EEC) No 1320/77****(78/400/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
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 premium for the invita-
tion to tender issued under Regulation (EEC) No
1320/77, the time limit for the submission of tenders
having expired on 12 April 1978, is hereby fixed at
10 000 units of account per 100 kilograms of white
sugar, corresponding for a total quantity of 7 492 units
of account concerned to a sum of 75 tonnes of sugar.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 April 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 12 April 1978

authorizing the French Republic not to apply Community treatment to parkas, anoraks, windcheaters, and the like, woven, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.01 or subheading ex 61.02 B of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the French text is authentic)

(78/401/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the first paragraph of Article 115 thereof,

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 7 April 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to parkas, anoraks, windcheaters, and the like, woven, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.01 or subheading ex 61.02 B of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States,

Whereas the importation into the Community of the products in question originating in South Korea is covered by an Agreement negotiated between the Community and that country;

Whereas under that Agreement South Korea has undertaken to take all necessary steps to limit its exports of the products in question to the Community to certain ceilings allocated among the Member States;

Whereas it was not possible on that occasion to allocate these quotas/ceilings on the basis of the needs of the individual markets; whereas for that reason disparities persist between the import conditions in the various Member States; whereas uniformity can be achieved only progressively;

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned, involving a considerable drop in production and employment;

Whereas further indirect imports, in addition to those already effected, would be likely to aggravate these difficulties;

Whereas it is not possible to set in motion rapidly the machinery for bringing about the necessary cooperation from the other Member States;

Whereas authorization should accordingly be given for the application of protective measures under the first paragraph of Article 115, subject to the conditions specified in the Commission Decision of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

Whereas, however, the request for a licence which gave rise to the application in question does not need to be covered by such an authorization in view of the small amount involved,

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 7 April 1978:

CCT heading No	Description
ex 61.01 or ex 61.02 B	Parkas, anoraks, windcheaters, and the like, woven, of wool, of cotton or of man-made textile fibres

Article 2

This Decision shall apply until new opportunities arise for the importation of these products from South

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Korea or until 31 December 1978, whichever is the earlier.

Done at Brussels, 12 April 1978.

For the Commission

Wilhelm HAFERKAMP

Vice-President

Article 3

This Decision is addressed to the French Republic.
