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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1275/78**of 6 June 1978****fixing the amounts of aid for fibre flax and hemp for the 1978/79 marketing year**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 1308/70 of 29 June 1970 on the common organization of the market in flax and hemp⁽¹⁾, as last amended by Regulation (EEC) No 814/76⁽²⁾, and in particular Article 4 (3) thereof,

Having regard to the proposal from the Commission,

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

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

Whereas Article 4 of Regulation (EEC) No 1308/70 provides that the amount of aid for flax grown mainly for fibre and for hemp grown in the Community shall be fixed annually;

Whereas, in accordance with Article 4 (2) of that Regulation, this amount shall be fixed per hectare of area

sown and harvested so as to ensure an even balance between the volume of production required in the Community and the amount that can be marketed; whereas, when it is fixed, account must be taken of the price for flax and hemp fibres and seed on the world market, of the price for other competing natural products and of the guide price for linseed;

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

HAS ADOPTED THIS REGULATION:

Sole Article

For the 1978/79 marketing year, the aid provided for in Article 4 of Regulation (EEC) 1308/70 shall be:

- (a) as regards flax, 202.55 units of account per hectare;
- (b) as regards hemp, 183.96 units of account per hectare.

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

Done at Luxembourg, 6 June 1978.

For the Council

The President

K. B. ANDERSEN

⁽¹⁾ OJ No L 146, 4. 7. 1970, p. 1.

⁽²⁾ OJ No L 94, 9. 4. 1976, p. 4.

⁽³⁾ OJ No C 85, 10. 4. 1978, p. 31.

⁽⁴⁾ OJ No C 101, 26. 4. 1978, p. 10.

COUNCIL REGULATION (EEC) No 1276/78

of 12 June 1978

amending Regulation (EEC) No 2825/77 opening, allocating and providing for the administration of a Community tariff quota for certain prepared or preserved bovine meat falling within heading No ex 16.02 of the Common Customs Tariff, originating in Malta (1978)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the proposal from the Commission,

Whereas Article 7 of the Additional Protocol to the Agreement between the European Economic Community and Malta ⁽¹⁾ lays down that the Community is to open, for the period 1 July 1977 to 30 June 1978, a Community tariff quota of 650 tonnes free of customs duties for certain prepared and preserved bovine meat known as stewed steak, falling within subheading ex 16.02 B III b) 1 bb) of the Common Customs Tariff; whereas by Regulations (EEC) No 1693/77 ⁽²⁾ and (EEC) No 2825/77 ⁽³⁾, the Community opened a tariff quota of 375 tonnes for the period 1 July to 31 December 1977 and of 275 tonnes for the period 1 January to 30 June 1978; whereas the quota of 375 tonnes remained unused as at 31 December 1977; whereas provision should therefore be made for this

quantity to be used up within the quota opened by Regulation (EEC) No 2825/77; whereas that Regulation should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2825/77 is hereby amended as follows:

1. In Article 1 (1), the Community tariff quota shall be increased to 650 tonnes.
2. In Article 2 (2), the reserve shall be increased to 400 tonnes.

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 Luxembourg, 12 June 1978.

For the Council

The President

K. OLESEN

⁽¹⁾ OJ No L 304, 29. 11. 1977, p. 2.

⁽²⁾ OJ No L 188, 28. 7. 1977, p. 12.

⁽³⁾ OJ No L 331, 23. 12. 1977, p. 46.

COMMISSION REGULATION (EEC) No 1277/78**of 14 June 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 1254/78⁽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 1 June annexed
to this Regulation.

Article 2

This Regulation shall enter into force on 15 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 5.

ANNEX

to the Commission Regulation of 14 June 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	89.18
10.01 B	Durum wheat	132.46 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	86.31 ⁽⁶⁾
10.03	Barley	82.76
10.04	Oats	79.63
10.05 B	Maize, other than hybrid maize for sowing	76.66 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	82.94 ⁽⁴⁾
10.07 C	Grain sorghum	83.93 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	137.07
11.01 B	Rye flour	133.04
11.02 A I a)	Durum wheat groats and meal	216.49
11.02 A I b)	Common wheat groats and meal	146.29

⁽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 1278/78

of 14 June 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 1254/78 ⁽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 15 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 191, 30. 7. 1977, p. 7.

ANNEX

to the Commission Regulation of 14 June 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 6	1st period 7	2nd period 8	3rd period 9
10.01 A	Common wheat, and meslin	0	0.33	0.33	0.17
10.01 B	Durum wheat	0		0	0
10.02	Rye	0	0	0	0
10.03	Barley	0	0	0	0
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0	0	0
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0.46	0.46	0.23

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 6	1st period 7	2nd period 8	3rd period 9	4th period 10
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0.59	0.59	0.30	0.30
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0.44	0.44	0.23	0.23
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 1279/78**of 14 June 1978****fixing the import levies on rice and broken rice**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 1126/78 ⁽²⁾, and in particular Article
11 (2) thereof,

Whereas the import levies on rice and broken rice
were fixed by Regulation (EEC) No 87/78 ⁽³⁾, as last
amended by Regulation (EEC) No 1220/78 ⁽⁴⁾;

Whereas it follows from applying the rules and other
provisions contained in Regulation (EEC) No 87/78 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 table annexed to this Regu-
lation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed
in Article 1 (1) (a) and (b) of Regulation (EEC) No
1418/76 are hereby fixed as shown in the table
annexed to this Regulation.

Article 2

This Regulation shall enter into force on 15 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 142, 30. 5. 1978, p. 23.

⁽³⁾ OJ No L 15, 19. 1. 1978, p. 5.

⁽⁴⁾ OJ No L 152, 8. 6. 1978, p. 5.

to the Commission Regulation of 14 June 1978 fixing the import levies on rice and broken rice

CCT heading No	Description	Third countries ⁽²⁾	ACP or OCT ⁽¹⁾ ⁽²⁾ ⁽³⁾
10.06	Rice :		
	A. Paddy rice ; husked rice :		
	I. Paddy rice :		
	a) Round grain	32.10	13.05
	b) Long grain	91.34	42.67
	II. Husked rice :		
	a) Round grain	40.12	17.06
	b) Long grain	114.17	54.09
	B. Semi-milled or wholly milled rice :		
	I. Semi-milled rice :		
	a) Round grain	115.57	47.89
	b) Long grain	186.97	83.62
	II. Wholly milled rice :		
	a) Round grain	123.08	51.29
	b) Long grain	200.43	89.97
	C. Broken rice :	10.91	2.96

(3) The import levy on rice entering the overseas department of Reunion is specified in Article 11a of Regulation (EEC) No 1418/76.

COMMISSION REGULATION (EEC) No 1280/78**of 14 June 1978****fixing the premiums to be added to the import levies on rice and broken rice**

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice ⁽¹⁾, as last amended by Regu-
lation (EEC) No 1126/78 ⁽²⁾, and in particular Article
13 (6) thereof,

Whereas the premiums to be added to the levies on
rice and broken rice were fixed by Regulation (EEC)
No 1954/77 ⁽³⁾, as last amended by Regulation (EEC)
No 1221/78 ⁽⁴⁾;

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 table annexed to this Regula-
tion,

HAS ADOPTED THIS REGULATION:

Article 1

The premiums to be added to the import levies fixed
in advance in respect of rice and broken rice are
hereby fixed as shown in the table annexed to this
Regulation.

Article 2

This Regulation shall enter into force on 15 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽²⁾ OJ No L 142, 30. 5. 1978, p. 23.

⁽³⁾ OJ No L 223, 1. 9. 1977, p. 8.

⁽⁴⁾ OJ No L 152, 8. 6. 1978, p. 7.

ANNEX

to the Commission Regulation of 14 June 1978 fixing the premiums to be added to the import levies on rice and broken rice

(u.a. / tonne)					
CCT heading No	Description	Current 6	1st period 7	2nd period 8	3rd period 9
10.06	Rice :				
	A. Paddy rice ; husked rice :				
	I. Paddy rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Husked rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	B. Semi-milled or wholly milled rice :				
	I. Semi-milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	II. Wholly milled rice :				
	a) Round grain	0	0	0	—
	b) Long grain	0	0	0	—
	C. Broken rice	0	0	0	0

COMMISSION REGULATION (EEC) No 1281/78

of 14 June 1978

fixing the refunds on white sugar and raw sugar exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar⁽¹⁾, as last amended by Regulation (EEC) No 705/78⁽²⁾, and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

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

Whereas Council Regulation (EEC) No 766/68 of 18 June 1968 laying down general rules for granting export refunds on sugar⁽³⁾, as last amended by Regulation (EEC) No 1489/76⁽⁴⁾, provides that when refunds on white and raw sugar, undenatured and exported in the natural state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 3 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;

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

Whereas, furthermore, this refund should be fixed in accordance with Article 5 (2) of Regulation (EEC) No 766/68; whereas candy sugar is defined in Commission Regulation (EEC) No 394/70 of 2 March 1970 on detailed rules for granting export refunds on sugar⁽⁶⁾, as amended by Regulation (EEC) No 1467/77⁽⁷⁾;

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

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

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

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

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 15 June 1978.

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.

⁽²⁾ OJ No L 94, 8. 4. 1978, p. 1.

⁽³⁾ OJ No L 143, 25. 6. 1968, p. 6.

⁽⁴⁾ OJ No L 167, 26. 6. 1976, p. 13.

⁽⁵⁾ OJ No L 89, 10. 4. 1968, p. 3.

⁽⁶⁾ OJ No L 50, 4. 3. 1970, p. 1.

⁽⁷⁾ OJ No L 162, 1. 7. 1977, p. 6.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 14 June 1978 fixing the refunds on white sugar and raw sugar exported in the natural state

(u.a./100 kg)

CCT heading No	Description	Refund
17.01	Beet sugar and cane sugar, solid :	
	A. White sugar ; flavoured or coloured sugar	20-00
	B. Raw sugar :	
	(a) Candy sugar	20-30 ⁽¹⁾
	(b) Other raw sugar	17-00 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 % ; if the yield is other than 92 %, the refund applicable is calculated in accordance with the provisions of Article 5 (3) of Regulation (EEC) No 766/68.

COMMISSION REGULATION (EEC) No 1282/78
of 14 June 1978
fixing the import levies on milk and milk products

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 1038/78 ⁽²⁾, and in
particular Article 14 (8) thereof,

Whereas the import levies on milk and milk products
were fixed by Regulation (EEC) No 1017/78 ⁽³⁾, as
amended by Regulation (EEC) No 1141/78 ⁽⁴⁾;

Whereas it follows from applying the rules contained
in Regulation (EEC) No 1017/78 to the prices known

to the Commission that the levies at present in force
should be altered as shown in the Annex to this Regu-
lation,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 14 (2) of Regulation
(EEC) No 804/68 are hereby fixed as shown in the
Annex.

Article 2

This Regulation shall enter into force on 16 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

²⁾ OJ No L 134, 22. 5. 1978, p. 4.

³⁾ OJ No L 132, 20. 5. 1978, p. 13.

⁴⁾ OJ No L 143, 31. 5. 1978, p. 5.

ANNEX

to the Commission Regulation of 14 June 1978 fixing the import levies on milk and milk products

(u.a./100 kg net weight, unless otherwise indicated)

CCT heading No	Code	Import levy
04.01 A I a)	0110	21.54
04.01 A I b)	0120	19.54
04.01 A II a) 1	0130	19.54
04.01 A II a) 2	0140	24.05
04.01 A II b) 1	0150	18.54
04.01 A II b) 2	0160	23.05
04.01 B I	0200	49.24
04.01 B II	0300	104.15
04.01 B III	0400	160.96
04.02 A I	0500	15.30
04.02 A II a) 1	0620	93.40
04.02 A II a) 2	0720	125.57
04.02 A II a) 3	0820	127.57
04.02 A II a) 4	0920	138.40
04.02 A II b) 1	1020	87.40
04.02 A II b) 2	1120	119.57
04.02 A II b) 3	1220	121.57
04.02 A II b) 4	1320	132.40
04.02 A III a) 1	1420	21.51
04.02 A III a) 2	1520	29.04
04.02 A III b) 1	1620	104.15
04.02 A III b) 2	1720	160.96
04.02 B I a)	1820	30.00
04.02 B I b) 1 aa)	2220	per kg 0.8740 ⁽⁹⁾
04.02 B I b) 1 bb)	2320	per kg 1.1957 ⁽⁹⁾
04.02 B I b) 1 cc)	2420	per kg 1.3240 ⁽⁹⁾
04.02 B I b) 2 aa)	2520	per kg 0.8740 ⁽¹⁰⁾
04.02 B I b) 2 bb)	2620	per kg 1.1957 ⁽¹⁰⁾
04.02 B I b) 2 cc)	2720	per kg 1.3240 ⁽¹⁰⁾
04.02 B II a)	2820	34.18
04.02 B II b) 1	2910	per kg 1.0415 ⁽¹⁰⁾
04.02 B II b) 2	3010	per kg 1.6096 ⁽¹⁰⁾
04.03 A	3110	189.37
04.03 B	3210	231.03
04.04 A I a) 1	3321	15.00
04.04 A I a) 2	3420	140.22 ⁽¹¹⁾
04.04 A I b) 1 aa)	3521	15.00
04.04 A I b) 1 bb)	3619	140.22 ⁽¹¹⁾
04.04 A I b) 2	3719	140.22 ⁽¹¹⁾
04.04 A II	3800	140.22
04.04 B	3900	161.02 ⁽¹²⁾
04.04 C	4000	131.07
04.04 D I	4120	30.00
04.04 D II a) 1	4410	121.13
04.04 D II a) 2	4510	131.69
04.04 D II b)	4610	211.69
04.04 E I a)	4710	161.02
04.04 E I b) 1 aa)	4834	15.00
04.04 E I b) 1 bb)	4850	169.44

CCT heading No	Code	Import levy
04.04 E I b) 2 aa)	4922	127.07 ⁽¹³⁾
04.04 E I b) 2 bb)	5022	127.07 ⁽¹⁴⁾
04.04 E I b) 3	5030	127.07 ⁽¹⁵⁾
04.04 E I b) 4	5060	127.07 ⁽¹⁵⁾
04.04 E I b) 5	5120	127.07
04.04 E I c) 1	5210	95.30
04.04 E I c) 2	5250	207.07
04.04 E II a)	5310	161.02
04.04 E II b)	5410	207.07
17.02 A II ⁽¹⁶⁾	5500	18.95
21.07 F I	5600	18.95
23.07 B I a) 3	5700	67.55
23.07 B I a) 4	5800	87.65
23.07 B I b) 3	5900	81.82
23.07 B I c) 3	6000	66.80
23.07 B II	6100	87.65

For notes ⁽¹⁾ to ⁽⁶⁾, see notes ⁽¹⁾ to ⁽⁶⁾ of Council Regulation (EEC) No 823/68 (OJ No L 151, 30. 6. 1968).

⁽⁹⁾ The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
b) 6 u.a. ; and
c) 13.76 u.a.

⁽¹⁰⁾ The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
and
b) 13.76 u.a.

⁽¹¹⁾ The levy is limited to 7.50 u.a. per 100 kg net weight.

⁽¹²⁾ The levy is limited to 6% of the value for customs purposes.

⁽¹³⁾ The levy is limited to 53.16 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

⁽¹⁴⁾ The levy is limited to 73.16 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

⁽¹⁵⁾ The levy is limited to 73.16 u.a. per 100 kg net weight for imports from Bulgaria, Hungary, Romania and Turkey (Regulation (EEC) No 1054/68 as amended).

⁽¹⁶⁾ Lactose and lactose syrup falling within subheading 17.02 A I are, in pursuance of Regulation (EEC) No 2730/75, subject to the same levy as that applicable to lactose and lactose syrup falling within subheading 17.02 A II.

NB : For the purposes of heading No 04.04, the exchange rate to be applied in converting into national currencies the unit of account referred to in the subdivisions of this heading shall, notwithstanding general rule C 3 contained in Part I, Section I of the Common Customs Tariff be the representative rate, if such a rate is fixed pursuant to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (OJ No 106, 30. 10. 1962, p. 2553/62).

COMMISSION REGULATION (EEC) No 1283/78
of 14 June 1978
fixing additional amounts for poultrymeat products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat⁽¹⁾, as amended by Regulation (EEC) No 369/76⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for poultrymeat products other than slaughtered poultry and halves or quarters indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 3.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

ANNEX

Additional amounts applicable to poultrymeat products with the exception of live and slaughtered poultry and halves or quarters

(u.a./100 kg)

CCT heading No	Description	Additional amount	Imports affected
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	B. Poultry cuts (excluding offals) :		
	I. Boned or boneless	20-00	Origin : Israel
	II. Unboned (bone-in) :		
	d) Breasts and cuts of breasts :		
	2. Of turkeys	30-00	Origin : Israel
	e) Legs and cuts of legs :		
	2. Of turkeys :		
	aa) Drumsticks and cuts of drumsticks	40-00	All imports
	bb) Other	10-00	Origin : Israel
	3. Of other poultry	25-00	Origin : United States of America or Spain

COMMISSION REGULATION (EEC) No 1284/78
of 14 June 1978
fixing additional amounts for live and slaughtered poultry

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat⁽¹⁾, as amended by Regulation (EEC) No 369/76⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry farming products from third countries⁽³⁾, as amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, however, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas, pursuant to Regulation (EEC) No 565/68⁽⁵⁾, the import levies on slaughtered fowls, ducks and geese originating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2261/69⁽⁶⁾, the import levies on slaughtered ducks and geese originating in and coming from Romania are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2474/70⁽⁷⁾, the import levies on slaughtered turkeys originating in and coming from Poland are not increased by an additional amount;

Whereas, pursuant to Regulation (EEC) No 2164/72⁽⁸⁾, the import levies on slaughtered fowls and geese originating in and coming from Bulgaria are not increased by an additional amount;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for slaughtered poultry and halves or quarters indicates that additional amounts corresponding to the figures shown in the Annex hereto should be fixed for the imports specified in that Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2777/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 3.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No L 107, 8. 5. 1968, p. 7.

⁽⁶⁾ OJ No L 286, 14. 11. 1969, p. 24.

⁽⁷⁾ OJ No L 265, 8. 12. 1970, p. 13.

⁽⁸⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to live and slaughtered poultry and halves or quarters

CCT heading No	Description	Additional amount	Imports affected
01.05	Live poultry, that is to say, fowls, ducks, geese, turkeys and guinea fowls : A. Of a weight not exceeding 185 g, known as 'chicks' : II. Other	(u.a./100 units)	Origin : Spain or Czechoslovakia
		5.00	
		(u.a./100 kg)	
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen : A. Whole poultry : I. Fowls : a) Plucked and gutted, with heads and feet, known as '83 % chickens' b) Plucked and drawn, without heads and feet but with hearts, livers and gizzards, known as '70 % chickens' c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens' B. Poultry cuts (excluding offals) : II. Unboned (bone-in) : a) Halves or quarters : 1. Of fowls		
		15.00	Origin : Spain or Czechoslovakia
		15.00	Origin : Spain or Czechoslovakia
		15.00	Origin : Spain or Czechoslovakia
		15.00	Origin : Spain or Czechoslovakia

COMMISSION REGULATION (EEC) No 1285/78

of 14 June 1978

fixing additional amounts for eggs in shell

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs⁽¹⁾ as amended by Regulation (EEC) No 368/76⁽²⁾, and in particular Article 8 (4) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 163/67/EEC of 26 June 1967 on fixing the additional amount for imports of poultry-farming products from third countries⁽³⁾, as last amended by Regulation (EEC) No 1527/73⁽⁴⁾;

Whereas the offer price must be determined for all imports from all third countries; whereas, however, if exports from one or more third countries are affected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas, pursuant to Regulations No 54/65/EEC⁽⁵⁾, No 183/66/EEC⁽⁶⁾, No 765/67/EEC⁽⁷⁾, (EEC) No 59/70⁽⁸⁾ and (EEC) No 2164/72⁽⁹⁾, the levies on

imports of poultry eggs in shell originating in and coming from Poland, South Africa, Australia, Romania or Bulgaria are not increased by an additional amount, in so far as concerns products imported in accordance with Article 4 (a) of Regulation No 163/67/EEC;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for the products listed in Article 1 (1) (a) of Regulation (EEC) No 2771/75 indicates that additional amounts corresponding to the figures shown in the Annex below should be fixed for the imports specified in that Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 8 of Regulation (EEC) No 2771/75 are hereby fixed as shown in the Annex for the products listed in Article 1 (1) of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 2.

⁽³⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽⁴⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁵⁾ OJ No 59, 8. 4. 1965, p. 848/65.

⁽⁶⁾ OJ No 211, 19. 11. 1966, p. 3602/66.

⁽⁷⁾ OJ No 260, 27. 10. 1967, p. 24.

⁽⁸⁾ OJ No L 11, 16. 1. 1970, p. 1.

⁽⁹⁾ OJ No L 232, 12. 10. 1972, p. 3.

ANNEX

Additional amounts applicable to certain products listed in Article 1 (1) (a) of Regulation
(EEC) No 2771/75

(u.a./100 kg)

CCT heading No	Description of goods	Additional amount	Imports affected
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not : A. Eggs in shell, fresh or preserved : I. Poultry eggs : b) Other	25.00	All imports ⁽¹⁾

⁽¹⁾ The additional amounts are not applied to products which are imported in accordance with Article 4 (a) of Regulation No 163/67/EEC.

COMMISSION REGULATION (EEC) No 1286/78

of 14 June 1978

fixing additional amounts for ovalbumin and lactalbumin

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2783/75 of 29 October 1975 on the common system
of trade for ovalbumin and lactalbumin⁽¹⁾, and in
particular Article 5 (5) thereof,

Whereas, if for a given product, the free-at-frontier
offer price (hereinafter called the 'offer price') falls
below the sluice-gate price, the levy applicable to that
product must be increased by an additional amount
equal to the difference between the sluice-gate price
and the offer price determined in accordance with
Article 1 of Commission Regulation No 163/67/EEC
of 26 June 1967 on fixing the additional amount for
imports of poultry-farming products from third coun-
tries⁽²⁾, as last amended by Regulation (EEC) No
1527/73⁽³⁾; whereas that Article 1 applies by virtue of
Article 2 of Commission Regulation No 201/67/EEC
of 28 June 1967 on detailed rules for the application
of Regulation No 170/67/EEC on the common
system of trade for ovalbumin and lactalbumin and
repealing Regulation No 48/67/EEC⁽⁴⁾;

Whereas the offer price must be determined for all
imports from all third countries; whereas, however, if
exports from one or more third countries are effected
at abnormally low prices, lower than prices ruling for
other third countries, a second offer price must be
determined for exports from these other countries;

Whereas, pursuant to Article 2 of Regulation (EEC)
No 990/69⁽⁵⁾, the import levies on ovalbumin and
lactalbumin originating in and coming from Austria
are not increased by an additional amount;

Whereas the regular review of the information serving
as a basis for the determination of average offer prices
for the products listed in Article 1 of Regulation
(EEC) No 2783/75 indicates that additional amounts
corresponding to the figures shown in the Annex
below should be fixed for the imports specified in that
Annex;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 5 of
Regulation (EEC) No 2783/75 are hereby fixed as
shown in the Annex for the products listed in Article
1 of that Regulation which appear in the Annex.

Article 2

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

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 104.

⁽²⁾ OJ No 129, 28. 6. 1967, p. 2577/67.

⁽³⁾ OJ No L 154, 9. 6. 1973, p. 1.

⁽⁴⁾ OJ No 134, 30. 6. 1967, p. 2836/67.

⁽⁵⁾ OJ No L 130, 31. 5. 1969, p. 4.

ANNEX**Additional amounts applicable to ovalbumin and lactalbumin***(u.a./100 kg)*

CCT heading No	Description of goods	Additional amount	Imports affected
35.02	Albumins, albuminates and other albumin derivatives : A. Albumins : II. Other (i.e. other than unfit, or rendered unfit, for human consumption) : a) Ovalbumin and lactalbumin : 2. Other	15.00	Origin : Norway or Czechoslovakia

COMMISSION REGULATION (EEC) No 1287/78**of 14 June 1978****amending Regulation (EEC) No 373/78 as regards the event giving rise to payment of the amounts for distillation operations in the wine sector**

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 6c (4) thereof,

Whereas in Article 1 (2) of Commission Regulation (EEC) No 373/78 of 23 February 1978 laying down certain detailed rules for the conduct of distillation operations in the wine sector and defining the event giving rise to payment of the amounts involved in these operations⁽³⁾, it is specified that the conversion rate to be applied for all distillation operations is the representative rate applying on the date when the wine entered the distillery;

Whereas, in order to avoid discrimination between those concerned it was specified in Commission Regulation (EEC) No 2027/77 of 12 September 1977 laying down the detailed rules of application for the additional measures applicable to holders of long-term storage contracts for table wine for the 1976/77 wine-growing year⁽⁴⁾ that a single representative rate would apply for all payments in respect of the distillation

operations mentioned in that Regulation; whereas the representative rate adopted was that for the wine-growing year 1976/77;

Whereas, in order to avoid difficulties in application, Regulation (EEC) No 373/78 should be amended to make it clear that the provisions of Regulation (EEC) No 2027/77, including those on the representative rate to be used, still apply;

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

HAS ADOPTED THIS REGULATION:

Article 1

The following paragraph is added to Article 1 of Regulation (EEC) No 373/78:

'3. Paragraphs 1 and 2 shall not apply to the distillation operations mentioned in Regulation (EEC) No 2027/77.'

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, 14 June 1978.

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 53, 24. 2. 1978, p. 7.

⁽⁴⁾ OJ No L 235, 14. 9. 1977, p. 6.

COMMISSION REGULATION (EEC) No 1288/78

of 14 June 1978

on special conditions for the granting of private storage aid 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 organiza-
tion of the market in pigmeat⁽¹⁾, as amended by Regu-
lation (EEC) No 367/76⁽²⁾, and in particular Articles 5
(4) and 7 (2) thereof,

Whereas intervention measures may be taken in
respect of pigmeat if, on the representative markets of
the Community, the average price for pig carcasses in
less than 103 % of the basic price and is likely to
remain below that level;

Whereas for some weeks the market situation has
been characterized by a marked fall in prices,
although these were already below the level
mentioned; whereas, in view of seasonal and cyclical
trends, this situation could persist;

Whereas intervention measures must therefore be
taken; whereas these can be limited to the granting of
private storage aid;

Whereas Article 3 of Council Regulation (EEC) No
2763/75 of 29 October 1975 laying down general
rules for granting private storage aid for pigmeat⁽³⁾
provides that the period of storage can be curtailed or
extended if the market situation so requires; whereas
the period of storage can in particular be curtailed as a
result of circumstances constituting *force majeure*, as
provided for in Article 8 of Commission Regulation
(EEC) No 1889/76 of 29 July 1976 laying down
detailed rules for granting private storage aid for
pigmeat⁽⁴⁾; whereas, therefore, provision should be
made to fix not only the amounts of aid for a specific
period of storage but also the amounts to be added or
deducted if this period is curtailed or extended;

Whereas, in order to facilitate administrative and
control work resulting from the conclusion of
contracts, minimum quantities should be fixed;

Whereas the security should be fixed at a level such as
will oblige the storer to fulfil the obligations under-
taken by him;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Private storage aid shall be granted in accordance
with the provisions of Regulation (EEC) No 1889/76.
The list of products which qualify for aid and the rele-
vant amounts are set out in the Annex hereto.

2. If the period of storage is extended or curtailed
the amount of the aid shall be adjusted accordingly.
The amounts of the supplements and deductions per
month and per day are set out in columns 6 and 7 of
the said Annex.

Article 2

The minimum quantities per contract and per
product shall be as follows:

- (a) 50 tonnes for carcasses and half carcasses;
- (b) 20 tonnes for hams, shoulders, loins and bellies
(streaky);
- (c) 20 tonnes for boned or boneless products.

Article 3

Placing of the products in storage shall be completed
within 21 days following conclusion of the contract.

The security shall be 20 % of the amounts of aid set
out in the Annex.

Article 4

This Regulation shall enter into force on 19 June
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. 19.

(⁴) OJ No L 206, 31. 7. 1976, p. 82.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

(u.a./tonne)

CCT heading No	Products in respect of which aid is granted	Amount of the aid for a storage period of			Amount	
		4 months	5 months	6 months	Supplement or deduction	
					per month	per day
1	2	3	4	5	6	7
ex 02.01 A III a) 1	Carcases or half carcasses without the head, chaps, neck, flare fat, kidneys, forefeet, tail, precut flank and spinal cord, fresh or chilled ⁽¹⁾	200	220	240	20	0.67
ex 02.01 A III a) 2	Unboned hams with or without rind and fat, fresh or chilled	230	260	290	30	1.0
ex 02.01 A III a) 3	Unboned shoulders (fores) with or without rind and fat, fresh or chilled	230	260	290	30	1.0
ex 02.01 A III a) 4	Unboned loins, fresh or chilled ⁽²⁾	230	260	290	30	1.0
ex 02.01 A III a) 5	Bellies (steaky) with or without rind and ribs, fresh or chilled	115	130	145	15	0.5
ex 02.01 A III a) 6 bb)	Boned hams, shoulders and loins, fresh or chilled ⁽³⁾	230	260	290	30	1.0

⁽¹⁾ The aid for products falling within subheading ex 02.01 A III a) 1 can also be granted for fresh pig carcasses presented as Wiltshire sides, i.e. without the head, chaps, neck, feet, tail, flare fat, kidneys, tenderloin, bone blade, sternum, vertebral column, pelvic bone and diaphragm.

⁽²⁾ Loins under subheading ex 02.01 A III a) 4 may be with or without rind, the adherent layer of fat, however, not exceeding 16 millimetres in depth.

⁽³⁾ Loins under subheading ex 02.01 A III a) 6 bb) must have no fat attached (a thin layer of fat not exceeding three millimetres in depth can be tolerated).

COMMISSION REGULATION (EEC) No 1289/78

of 14 June 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 1274/78 ⁽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 15 June
1978.

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

Done at Brussels, 14 June 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 156, 14. 6. 1978, p. 45.

ANNEX

to the Commission Regulation of 14 June 1978 fixing the import levies on white sugar and
raw sugar

(u.a. / 100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form:	
	A. White sugar; flavoured or coloured sugar	26.51
	B. Raw sugar	22.06 ⁽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.

COMMISSION REGULATION (EEC) No 1290/78

of 14 June 1978

altering the import levies on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2727/75 of 29 October 1975 on the common organi-
zation of the market in cereals⁽¹⁾, as last amended by
Regulation (EEC) No 1254/78⁽²⁾, and in particular
Article 14 (4) thereof,

Having regard to Council Regulation (EEC) No
1418/76 of 21 June 1976 on the common organiza-
tion of the market in rice⁽³⁾, as last amended by Regu-
lation (EEC) No 1126/78⁽⁴⁾, and in particular Article
12 (4) thereof,

Whereas the import levies on products processed
from cereals and rice were fixed by Regulation (EEC)
No 1135/78⁽⁵⁾, as last amended by Regulation (EEC)
No 1253/78⁽⁶⁾;

Whereas the levy on the basic product as last fixed
differs from the average levy by more than 2.5 units of

account per tonne of basic product ; whereas, pursuant
to Article 1 of Regulation (EEC) No 1579/74⁽⁷⁾, the
levies at present in force must therefore be altered as
shown in the table annexed to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies to be charged on products
processed from cereals and rice covered by Regulation
(EEC) No 2744/75⁽⁸⁾, as last amended by Regulation
(EEC) No 2560/77⁽⁹⁾, as fixed in the Annex to
amended Regulation (EEC) No 1135/78, are hereby
altered as shown in the table annexed to this Regula-
tion.

Article 2

This Regulation shall enter into force on 15 June
1978.

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

Done at Brussels, 14 June 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 156, 14. 6. 1978, p. 1.

⁽³⁾ OJ No L 166, 25. 6. 1976, p. 1.

⁽⁴⁾ OJ No L 142, 30. 5. 1978, p. 23.

⁽⁵⁾ OJ No L 141, 30. 5. 1978, p. 5.

⁽⁶⁾ OJ No L 155, 13. 6. 1978, p. 19.

⁽⁷⁾ OJ No L 168, 25. 6. 1974, p. 7.

⁽⁸⁾ OJ No L 281, 1. 11. 1975, p. 65.

⁽⁹⁾ OJ No L 303, 28. 11. 1977, p. 1.

ANNEX

to the Commission Regulation of 14 June 1978 altering the import levies on products processed from cereals and rice

CCT heading No	Levies in u.a./tonne	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 A II ⁽²⁾	159.84	154.84
11.02 B II b) ⁽²⁾	116.91	114.41
11.02 C II ⁽²⁾	140.13	137.63
11.02 D II ⁽²⁾	90.24	87.74
11.02 E II b) ⁽²⁾	159.84	154.84
11.02 F II ⁽²⁾	159.84	154.84

⁽²⁾ For the purpose of distinguishing between products falling within heading Nos 11.01 and 11.02 and those falling within subheading 23.02 A, products falling within heading Nos 11.01 and 11.02 shall be those meeting the following specifications:

- a starch content (determined by the modified Ewers polametric method), referred to dry matter, exceeding 45 % by weight,
- an ash content, by weight, referred to dry matter (after deduction of any added minerals), not exceeding 1.6 % for rice, 2.5 % for wheat, 3 % for barley, 4 % for buckwheat, 5 % for oats and 2 % for other cereals.

Germ of cereals, whole, rolled, flaked or ground, falls in all cases within heading No 11.02.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 24 May 1978

on the implementation of the reform of agricultural structures in Italy (region of Apulia) pursuant to Title II of Directive 75/268/EEC

(Only the Italian text is authentic)

(78/508/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming and farming in certain less-favoured areas⁽¹⁾, and in particular Article 13 thereof,

Whereas on 20 October 1977 the Government of Italy notified the law of the region of Apulia of 20 September 1977 implementing the EEC Directives on the reform of agriculture and the provision of aid for hill farming and farming in certain less-favoured areas;

Whereas on 3 March 1978 the Government of Italy further notified the law of the region of Apulia of 7 February 1978 amending the law of 20 September 1977;

Whereas pursuant to Article 13 of Directive 75/268/EEC the Commission has to decide whether the said laws of the region of Apulia satisfy the conditions for financial contribution by the Community to the measures defined in Title II of Directive 75/268/EEC;

Whereas Articles 20 to 22 of the law of 20 September 1977, as amended by the law of 7 February 1978, are consistent with the conditions of Title II of Directive 75/268/EEC;

Whereas this Decision is in accordance with the opinion of the Standing Committee on Agricultural Structures,

HAS ADOPTED THIS DECISION:

Article 1

Articles 20 to 22 of the law of the region of Apulia of 20 September 1977 implementing the EEC Directive on the reform of agriculture and the provision of aid for hill farming and farming in certain less-favoured areas, as amended by the law of the region of Apulia of 7 February 1978 amending the law of 20 September 1977, satisfy the conditions for financial contribution by the Community to the common measure as referred to in Article 13 of Directive 75/268/EEC.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 24 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 128, 19. 5. 1975, p. 1.

COMMISSION DECISION

of 24 May 1978

on the implementation of the reform of agricultural structures in the Netherlands pursuant to Directive 72/159/EEC

(Only the Dutch text is authentic)

(78/509/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽¹⁾, and in particular Article 18 (3) thereof,

Whereas the Government of the Netherlands has notified, pursuant to Article 17 (4) of the said Directive, the following provisions:

- Decision of the Board of the Foundation Administering the Agricultural Development and Reorganization Fund introducing a system of aid to improve operation conditions in dairy farming,
- Decision of the Board No 197 of the Foundation Administering the Agricultural Development and Reorganization Fund amending the Decision on farms suitable for development,
- Decision of the Board of the Foundation Administering the Agricultural Development and Reorganization Fund fixing the comparable income for 1978 referred to in Article 4 of the said Directive;

Whereas Article 18 (3) of Directive 72/159/EEC requires the Commission to determine whether, having regard to the compatibility of the provisions notified with the said Directive and to the latter's objectives and to the need for a proper connection between the various measures, the existing provisions in the Netherlands for the implementation of the reform of agricultural structures pursuant to the said Directive continue, when the above provisions are taken into account, to satisfy the conditions for financial contribution by the Community;

Whereas the abovementioned decisions meet the requirements and objectives of the said Directive;

Whereas the EAGGF Committee has been consulted on the financial aspects;

Whereas this Decision is in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

Having regard to the abovementioned, the existing provisions for the implementation of the reform of agricultural structures pursuant to Directive 72/159/EEC in the Netherlands continue to satisfy the conditions for financial contribution by the Community to common measures within the meaning of Article 15 of Directive 72/159/EEC.

Article 2

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 24 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

COMMISSION DECISION

of 24 May 1978

on the implementation of the reform of agricultural structures in Italy (region of Friuli-Venezia Giulia) pursuant to Directives 72/159/EEC, 72/160/EEC, 72/161/EEC and 75/268/EEC

(Only the Italian text is authentic)

(78/510/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽¹⁾, and in particular Article 18 (3) thereof,

Having regard to Council Directive 72/160/EEC of 17 April 1972 concerning measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement⁽²⁾, and in particular Article 9 (3) thereof,

Having regard to Council Directive 72/161/EEC of 17 April 1972 concerning the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture⁽³⁾, and in particular Article 11 (3) thereof,

Having regard to Council Directive 75/268/EEC of 28 April 1975 on mountain and hill farming in certain less-favoured areas⁽⁴⁾, and in particular Article 13 thereof,

Whereas on 15 March 1978 the Italian Government notified the law of the region of Friuli-Venezia Giulia of 17 February 1978 concerning the implementation of the Directives of the Council of the European Communities on the reform of agricultural structures in Friuli-Venezia Giulia;

Whereas pursuant to Article 18 (3) of Directive 72/159/EEC, Article 9 (3) of Directive 72/160/EEC, Article 11 (3) of Directive 72/161/EEC and Article 13 of Directive 75/268/EEC the Commission has to decide whether, having regard to the abovementioned law, the existing Italian provisions implementing Directives 72/159/EEC, 72/160/EEC, 72/161/EEC and Titles III and IV of Directive 75/268/EEC, which are the subject of Commission Decisions 76/480/EEC of 13 April 1976⁽⁵⁾ and 76/964/EEC of 7 December 1976⁽⁶⁾, continue to satisfy the conditions for finan-

cial contribution by the Community and whether the said law satisfies the conditions for financial contribution by the Community to the measures defined in Title II of Directive 75/268/EEC;

Whereas Articles 1 to 9 of the said law are consistent with the conditions and aims of Directive 72/159/EEC;

Whereas Articles 10 to 21 thereof are consistent with the conditions and aims of Directive 72/160/EEC;

Whereas Articles 22 to 29 thereof satisfy the conditions of Directive 75/268/EEC;

Whereas Articles 42 to 54 thereof are consistent with the conditions and aims of Directive 72/161/EEC;

Whereas this Decision is in accordance with the opinion of the Standing Committee on Agricultural Structure,

HAS ADOPTED THIS DECISION:

Article 1

The existing Italian provisions implementing Directives 72/159/EEC, 72/160/EEC, 72/161/EEC and Titles III and IV of Directive 75/268/EEC, having regard to the law of the region of Friuli-Venezia Giulia of 17 February 1978, notified on 15 March 1978, continue to satisfy the conditions for financial contribution by the Community to the common measures referred to in Article 15 of Directive 72/159/EEC, Article 6 of Directive 72/160/EEC, Article 8 of Directive 72/161/EEC and Article 13 of Directive 75/268/EEC.

Article 2

Articles 23 and 24 of the law of the region of Friuli-Venezia Giulia of 17 February 1978 satisfy the conditions for financial contribution by the Community to

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽²⁾ OJ No L 96, 23. 4. 1972, p. 9.

⁽³⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽⁴⁾ OJ No L 128, 19. 5. 1975, p. 1.

⁽⁵⁾ OJ No L 138, 26. 5. 1976, p. 14.

⁽⁶⁾ OJ No L 364, 31. 12. 1976, p. 62.

the common measures referred to in Article 13 of
Directive 75/268/EEC.

Done at Brussels, 24 May 1978.

Article 3

This Decision is addressed to the Italian Republic.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DIRECTIVE
of 24 May 1978
amending Directive 74/268/EEC laying down special conditions concerning the
presence of 'Avena fatua' in fodder plant and cereal seed

(78/511/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Directive 66/401/EEC of 14
June 1966 on the marketing of fodder plant seed ⁽¹⁾,
as last amended by Council Directive 78/55/EEC ⁽²⁾,
and in particular Article 11 thereof,

Whereas the said Directive laid down tolerances in
respect of the presence of *Avena fatua* in fodder
plant seed;

Whereas these tolerances appeared to be too high for
certain requirements;

Whereas Commission Directive 74/268/EEC of 2 May
1974 ⁽³⁾ therefore laid down special conditions in
respect of the presence of *Avena fatua* in fodder
plant seed;

Whereas the First Commission Directive 78/386/EEC
of 18 April 1978 amending the Annexes to Council
Directive 66/401/EEC on the marketing of fodder
plant seed ⁽⁴⁾ laid down new conditions at Community
level as regards the presence of *Avena fatua* in fodder
plant seed;

Whereas because of these amendments the special
conditions contained in Directive 74/268/EEC are no
longer necessary;

Whereas these special conditions should therefore be
repealed as far as fodder plant seed is concerned;

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

HAS ADOPTED THIS DIRECTIVE:

Article 1

Article 1 of Directive 74/268/EEC is hereby repealed.

Article 2

Member States shall bring into force, not later than 1
July 1980, the laws, regulations or administrative provi-
sions necessary to comply with this Directive. They
shall forthwith inform the Commission thereof, who
shall inform the other Member States.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 24 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 16, 20. 1. 1978, p. 23.

⁽³⁾ OJ No L 141, 24. 5. 1974, p. 19.

⁽⁴⁾ OJ No L 113, 25. 4. 1978, p. 1.

COMMISSION DECISION

of 24 May 1978

amending Decision 74/269/EEC authorizing certain Member States to make provisions which are more strict concerning the presence of '*Avena fatua*' in fodder plant and cereal seed

(Only the English text is authentic)

(78/512/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed⁽¹⁾, as last amended by Council Directive 78/55/EEC⁽²⁾, and in particular Article 14 (1a) thereof,

Whereas the said Directive laid down tolerances in respect of the presence of *Avena fatua* in fodder plant seed ;

Whereas, in accordance with Article 14 (1a) of the said Directive, Ireland is authorized to prescribe compliance with the special conditions laid down in Commission Directive 74/269/EEC of 2 May 1974⁽³⁾ in respect of fodder plant seed ;

Whereas the First Commission Directive 78/386/EEC of 18 April 1978 amending the Annexes to Council Directive 66/401/EEC on the marketing of fodder plant seed⁽⁴⁾ laid down new conditions at Community level as regards the presence of *Avena fatua* in fodder plant seed ;

Whereas these amendments have the effect of cancelling the special conditions which were fixed previously ;

Whereas the authorization for Ireland to prescribe compliance with the special conditions laid down in Directive 74/269/EEC, when marketing fodder plant seed, should therefore be cancelled ;

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

HAS ADOPTED THIS DECISION :

Article 1

With effect from 1 July 1980, Article 1 of Decision 74/269/EEC is hereby repealed.

Article 2

This Decision is addressed to Ireland.

Done at Brussels, 24 May 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No 125, 11. 7. 1966, p. 2298/66.

⁽²⁾ OJ No L 16, 20. 1. 1978, p. 23.

⁽³⁾ OJ No L 141, 24. 5. 1974, p. 19.

⁽⁴⁾ OJ No L 113, 25. 4. 1978, p. 1.

COMMISSION DECISION

of 24 May 1978

fixing the maximum amount of the export refund for the 42nd partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77

(78/513/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 705/78⁽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 the issuing of partial invitations to tender 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 42nd 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 42nd partial invitation to tender for white sugar issued under Regulation (EEC) No 1634/77 is hereby fixed at 25.191 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 May 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 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 24 May 1978

fixing the maximum amount of the export refund for the 31st partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77

(78/514/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 705/78⁽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 the issuing of partial invitations to tender 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 31st 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 31st partial invitation to tender for raw beet sugar issued under Regulation (EEC) No 1790/77 is hereby fixed at 22·200 units of account per 100 kilograms.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 May 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 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 24 May 1978

fixing the maximum amount of the premium for white sugar under the tender
referred to in Regulation (EEC) No 1320/77

(78/515/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 705/78⁽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 24 May 1978, is hereby fixed at
10 000 units of account per 100 kilograms of white
sugar, corresponding for a total quantity of 999 units
of account concerned to a sum of 10 tonnes of sugar.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 May 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 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 26 May 1978

relating to a proceeding under Article 85 of the EEC Treaty (IV/29.559 — RAI/UNITEL)

(Only the German text is authentic)

(78/516/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 85 and 87 thereof,

Having regard to Regulation No 17 of 6 February 1962⁽¹⁾, and in particular Article 11 (5) thereof,

Whereas :

I

Radiotelevisione Italiana (RAI) was planning to broadcast the gala performance of Giuseppe Verdi's opera 'Don Carlos' (given on 7 December 1977 to mark the 200th anniversary of La Scala, Milan) live via Mondovision all over the world.

This broadcast did not take place because of objections raised by UNITEL Film- und Fernseh-Produktionsgesellschaft mbH & Co., Munich, on the grounds that four of La Scala's leading singers had been members of the cast which had performed 'Don Carlos' in Salzburg and had exclusive contracts with UNITEL in which they had undertaken not to take part in any film or television production of the opera other than the one authorized by UNITEL.

II

The Commission's initial findings were based on press reports and information provided by RAI. On 23 November 1977, in order to check on the matter further, the Commission sent UNITEL a request for information under Article 11 (1) to (3) of Regulation No 17, giving it two weeks in which to supply the following documents and data :

1. copies of the complete texts of the contracts entered into with the singers not permitted to take

part in RAI's broadcast of the Milan production of 'Don Carlos' because of their appearance in the Salzburg production ;

2. details of the legal structure of UNITEL (GmbH, OHG, KG, etc.), with copies of the documents embodying the company's constitution and rules ;
3. names of shareholders and exact details of their holdings.

III

By letter of 12 December 1977 UNITEL refused to provide the information, claiming that :

1. the Court of Justice of the European Communities had never held artistes to be undertakings for the purposes of Article 85 (1) ;
2. under Regulation No 67/67⁽²⁾ on exclusive dealing agreements, the exclusive commitments between UNITEL and its singers qualified for exemption from Article 85 (1) by virtue of Article 85 (3) ;
3. the exclusive commitments in question did not affect trade between Member States ;
4. information concerning holdings was immaterial to the issue of infringement of Article 85 (1) ;
5. furthermore, an article which had appeared in the press on 29 November 1977 was due to an indiscretion on the part of the Commission, and the Commission's intervention was biased.

IV

The information requested by the Commission is 'necessary' within the meaning of Article 11 (1) of Regulation No 17.

⁽¹⁾ OJ No 13, 21. 2. 1962, p. 204/62.

⁽²⁾ OJ No 57, 25. 3. 1967, p. 849/67.

1. (a) The Commission takes the view, on the information available to it, that artistes are undertakings within the meaning of Article 85 (1) when they exploit commercially their artistic performances. Admittedly, the question arises as to whether or not an agreement entered into by an artiste has any appreciable effects on competition. In many cases, particularly where little-known artistes are involved, the answer could well be no. However, there manifestly are appreciable effects in the case of highly successful artistes. In the present case, the agreements prevented a world-wide broadcast from La Scala by RAI. The effects could scarcely have been greater.

However, in the last analysis the Commission's request for information does not turn on whether or not the singers constitute undertakings. UNITEL is undoubtedly an undertaking within the meaning of Article 85 (1). The Commission is entitled to ask for information when investigating the existence of agreements between undertakings. The question whether the artistes concerned constitute undertakings can only be resolved in the light of information on the economic implications of agreements concerning the commercial exploitation of the artistic services provided. The Commission cannot pronounce on the matter until it has ascertained exactly how the agreements in question are worded.

- (b) Regulation No 67/67 does not apply to the provision of services, so no exemption may be claimed for the commercial exploitation of artistic performances. Even if it could, that would not affect the Commission's power to obtain information on individual cases covered by the Regulation, since it is entitled under Article 6 to investigate agreements exempted by virtue of the Regulation.
- (c) By entering into an exclusive contract with UNITEL a singer is prevented from further commercializing his artistic performances in any of the Community Member States. Such a contract may therefore affect trade between Member States. Moreover, it is for the Commission to determine whether there has been an infringement of Article 85. An undertaking which is asked to provide information on an agreement is not entitled to refuse on the grounds that in its opinion the said agreement does not affect trade between Member States.

2. The Commission would be unable to proceed with its investigation in the proper manner if it did not know what the legal structure of UNITEL is.

3. Lastly, the Commission would be unable to take a decision under Article 85 if it did not know who UNITEL's shareholders are and the extent of their holdings.

UNITEL's economic significance is determined to a certain extent by the influence which its shareholders have on its business activities. It is therefore necessary to know the identity of the shareholders and the extent of their potential influence.

Articles 15 (1) (b) and 16 (1) (c) of Regulation No 17 (annexed to this Decision) empower the Commission by decision to take action against undertakings or associations of undertakings by :

- (a) imposing fines where, intentionally or negligently, they supply incorrect information in response to a request made pursuant to Article 11 (3) or (5), or do not supply information within the time limit fixed by a decision taken under Article 11 (5);
- (b) imposing periodic penalty payments calculated daily from the day appointed by the Decision, in order to compel them to supply complete and correct information which it has requested by decision taken pursuant to Article 11 (5),

HAS ADOPTED THIS DECISION :

Article 1

UNITEL Film- und Fernseh-Produktionsgesellschaft mbH & Co. is hereby required to supply the following information within one month of notification of this Decision :

- 1. the complete texts of the agreements entered into between UNITEL and the singers whose performance of 'Don Carlos' in La Scala, Milan, on 7 December 1977 was prevented from being televised by RAI on account of their appearance in the Salzburg production of the same opera ;
- 2. details of the legal structure of UNITEL with copies of the documents embodying the company's constitution and rules ;
- 3. the names of all UNITEL shareholders and exact details of their holdings.

Article 2

The attached Annex forms an integral part of this Decision.

Article 3

Done at Brussels, 26 May 1978.

This Decision is addressed to UNITEL Film- und Fernseh-Produktionsgesellschaft mbH & Co., Amira-
platz 1/IV, D 8 000 Munich 2.

Proceedings against this Decision may be instituted in the Court of Justice of the European Communities in Luxembourg in accordance with the provisions of the EEC Treaty, and in particular Articles 173 and 185 thereof.

For the Commission

Raymond VOUEL

Member of the Commission

*ANNEX**Article 15***Fines**

1. The Commission may by decision impose on undertakings or associations of undertakings fines of from 100 to 5 000 units of account where, intentionally or negligently :

(a)

(b) they supply incorrect information in response to a request made pursuant to Article 11 (3) or (5) or to Article 12, or do not supply information within the time limit fixed by a decision taken under Article 11 (5); or

.....

*Article 16***Periodic penalty payments**

1. The Commission may by decision impose on undertakings or associations of undertakings periodic penalty payments of from 50 to 1 000 units of account per day, calculated from the date appointed by the decision, in order to compel them :

(a)

(b)

(c) to supply complete and correct information which it has requested by decision taken pursuant to Article 11 (5);

.....

EURONORMS

The Commission of the European Communities (ECSC) has published the following new EURONORMS in German, English, French, Italian and Dutch. The EURONORMS which are available up to the present in English are indicated by an asterisk (*).

Sales prices valid from 1 July 1976.

		<i>Price in £</i>
(*) EURONORM 129-76	Nickel alloy steel plate and strip for application at low temperature — Quality requirements	1.70
(*) EURONORM 111-77	Continuously hot-rolled non-coated mild unalloyed steel sheet and strip for cold-forming — Quality standard	0.80
(*) EURONORM 130-77	Cold-rolled non-coated mild unalloyed steel flat products for cold forming — Quality standard	0.60
(*) EURONORM 131-77	Cold-rolled non-coated mild unalloyed steel flat products for cold forming — Tolerances on dimensions and shape	0.60

The following is a list of all the EURONORMS so far published:

(*) Information circular No 1	Standard samples for the chemical analysis of iron and steel products, second edition (1974)	1.85
EURONORM 1-55	Fontes et ferro-alliages	1.35
EURONORM 2-57	Essai de traction pour l'acier	0.85
EURONORM 3-55	Essai de dureté Brinell pour l'acier	0.60
EURONORM 4-55	Essai de dureté Rockwell échelles B et C pour l'acier	0.60
EURONORM 5-55	Essai de dureté Vickers pour l'acier	0.60
EURONORM 6-55	Essai de pliage pour l'acier	0.60
EURONORM 7-55	Essai de résilience Charpy pour l'acier	0.60
EURONORM 8-55	Valeur de conversion approximatives de la durée et de la résistance à la traction de l'acier	0.60
EURONORM 9-55	Valeurs de conversion approximatives des allongements après rupture de l'acier	0.60
EURONORM 10-55	Valeurs de conversion approximatives des résiliences de l'acier	0.60
EURONORM 11-55	Essai de traction sur tôles et feuillards en acier d'une épaisseur de 0,5 mm inclus à 3 mm exclu	0.75
EURONORM 12-55	Essai de pliage des tôles et feuillards en acier d'épaisseur inférieure à 3 mm	0.60
EURONORM 13-55	Essai de pliage alterné des tôles et feuillards en acier d'épaisseur inférieure à 3 mm	0.60
EURONORM 14-67	Essai d'emboutissage à flans bloqués	0.60
EURONORM 15-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Examen de la surface	0.60
EURONORM 16-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Nuances et qualités	0.75
EURONORM 17-70	Fil machine en acier non allié d'usage général, destiné au tréfilage ou à l'étirage — Dimensions et tolérances	1.60
EURONORM 18-57	Prélèvements et préparation des échantillons et des éprouvettes	0.60
EURONORM 19-57	Poutrelles IPE — Poutrelles à ailes parallèles	0.60
(*) EURONORM 20-74	Definition and classification of grades of steel, second edition	1.20
EURONORM 21-62	Conditions générales techniques de livraison pour les produits en acier	0.60
EURONORM 22-70	Détermination ou vérification de la limite d'élasticité de l'acier à température élevée	0.75
EURONORM 23-71	Essai de trempabilité par trempe en bout de l'acier — Essai Jominy	1.35
EURONORM 24-62	Poutrelles normales et profilés en U normaux — Tolérances de laminage	0.60
EURONORM 25-72	Aciers de construction d'usage général	1.85
EURONORM 26-63	Essais conventionnels de dureté Rockwell pour tôles et feuillards minces en acier	0.60
(*) EURONORM 27-74	Designation of steels, third edition	1.80
EURONORM 28-69	Tôles et bandes en aciers non alliés pour chaudières et appareils soumis à pression — Nuances et qualités	1.20
EURONORM 29-69	Tôles en acier laminées à chaud d'épaisseur égale ou supérieure à 3 mm — Tolérances sur les dimensions, la forme et le poids	0.85
EURONORM 30-69	Demi-produits pour forges en aciers de construction d'usage général — Nuances et qualités	1.00
EURONORM 31-69	Demi-produits pour forges — Tolérances sur les dimensions, la forme et le poids	0.60
EURONORM 32-66	Tôles minces en acier doux non allié pour emboutissage ou pliage à froid — Norme de qualité	1.10

EURONORM 33-70	Tôles et larges bandes d'épaisseur inférieure à 3 mm, en acier doux non allié pour emboutissage ou pliage à froid — Tolérances sur les dimensions et sur la forme	0-75
EURONORM 34-62	Poutrelles à larges ailes à faces parallèles — Tolérances de laminage	0-60
EURONORM 35-62	Barres et laminés marchands d'usage courant — Tolérances de laminage	0-60
EURONORM 36-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone total dans les aciers et les fontes — Méthode gravimétrique après combustion dans un courant d'oxygène	0-60
EURONORM 37-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone total dans les aciers et les fontes — Méthode gazométrique après combustion dans un courant d'oxygène	0-75
EURONORM 38-62	Analyse chimique des matériaux sidérurgiques — Dosage du carbone de trempe et du graphite dans les aciers et les fontes — Méthode gravimétrique et volumétrique après combustion dans un courant d'oxygène	0-60
EURONORM 39-62	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode titrimétrique après oxydation au persulfate	0-60
EURONORM 40-62	Analyse chimique des matériaux sidérurgiques — Dosage du silicium total dans les aciers et les fontes — Méthode gravimétrique	0-60
EURONORM 41-65	Analyse chimique des matériaux sidérurgiques — Dosage du phosphore dans les aciers et les fontes — Méthode alcalimétrique	0-60
EURONORM 42-66	Analyse chimique des matériaux sidérurgiques — Dosage du soufre dans les aciers et les fontes — Méthode après combustion dans un courant d'oxygène	0-60
EURONORM 43-72	Tôles et bandes en aciers alliés pour chaudières et appareils soumis à pression — Nuances et qualités	1-10
EURONORM 44-63	Poutrelles IPE laminées à chaud — Tolérances de laminage	0-60
EURONORM 45-63	Essai de choc sur éprouvette bi-appuyée à entaille en V	0-60
EURONORM 46-68	Feuillards à chaud en aciers doux non alliés — Norme de qualité, prescriptions générales	1-10
EURONORM 47-68	Feuillards à chaud en aciers de construction d'usage général — Norme de qualité	1-10
EURONORM 48-65	Feuillards laminés à chaud en aciers non alliés — Tolérances sur les dimensions, la forme et le poids	0-60
EURONORM 49-72	Mesure de la rugosité des produits minces en acier laminés à froid et non revêtus	0-60
EURONORM 50-72	Analyse chimique des matériaux sidérurgiques — Dosage de l'azote dans les aciers — Méthode spectrophotométrique	0-85
EURONORM 51-70	Bandes laminées à chaud de largeur égale ou supérieure à 600 mm — Tolérances sur les dimensions, la forme et le poids	0-60
EURONORM 52-67	Vocabulaire du traitement thermique	8-15
EURONORM 53-62	Poutrelles à larges ailes à face parallèles	0-60
EURONORM 54-63	Petits fers U laminés à chaud	0-60
EURONORM 55-63	Fers T à ailes égales et à coins arrondis laminés à chaud	0-60
EURONORM 56-65	Cornières à ailes égales et à coins arrondis laminées à chaud	0-60
EURONORM 57-65	Cornières à ailes inégales et à coins arrondis laminées à chaud	0-60
EURONORM 58-64	Plats laminés à chaud pour usages généraux	0-60
EURONORM 59-64	Carrés laminés à chaud pour usages généraux	0-60
EURONORM 60-65	Ronds laminés à chaud pour usages généraux	0-60
EURONORM 61-71	Hexagones laminés à chaud	0-60
EURONORM 65-67	Barres rondes laminées à chaud pour vis et rivets	0-60
EURONORM 66-67	Demi-ronds et demi-ronds aplatis, laminés à chaud	0-60
EURONORM 67-69	Plats à boudins laminés à chaud	0-60
EURONORM 70-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 71-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans les aciers et les fontes — Méthode électrométrique	0-60
EURONORM 72-71	Analyse chimique des matériaux sidérurgiques — Dosage l'aluminium dans les aciers — Méthode gravimétrique	0-60
EURONORM 74-72	Analyse chimique des matériaux sidérurgiques — Dosage du cuivre dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 76-66	Analyse chimique des matériaux sidérurgiques — Dosage du silicium dans les aciers et les fontes — Méthode spectrophotométrique	0-60
EURONORM 77-63	Fer-noir et fer-blanc en feuilles — Normes de qualité	1-00
EURONORM 78-63	Fer-noir et fer-blanc en feuilles — Tolérances sur dimensions	0-60
EURONORM 79-69	Définitions et classification des produits sidérurgiques par formes et dimensions	0-85
EURONORM 80-69	Aciers pour armatures passives du béton — Prescriptions de qualité	1-10
EURONORM 81-69	Ronds à béton lisses laminés à chaud — Dimension, poids, tolérances	0-60
EURONORM 83-70	Aciers pour trempe et revenu — Prescriptions de qualité	2-70

EURONORM 84-70	Aciers de cémentation — Prescriptions de qualité	2-20
EURONORM 85-70	Aciers de nitruration — Prescriptions de qualité	1-00
EURONORM 86-70	Aciers pour trempe par induction et au chalumeau — Prescriptions de qualité	1-70
EURONORM 87-70	Aciers de décolletage — Prescriptions de qualité (fascicules 1 à 4)	2-20
EURONORM 88-71	Aciers inoxydables — Prescriptions de qualité	1-85
EURONORM 89-71	Aciers alliés pour ressorts formés à chaud et traités — Prescriptions de qualité	1-10
EURONORM 90-71	Aciers pour soupapes d'échappement de moteurs à combustion interne — Prescriptions de qualité	0-85
EURONORM 91-70	Larges plats laminés à chaud — Tolérances sur les dimensions, la forme et le poids	0-60
(*) EURONORM 92-75	Hot-rolled flats for spring leaves	0-60
EURONORM 93-71	Barres rondes, carrées, plates et hexagonales laminées à chaud — Tolérances de laminage	0-60
EURONORM 94-73	Aciers pour roulements — Prescriptions de qualité	0-60
EURONORM 98-71	Analyse chimique des matériaux sidérurgiques — Dosage du manganèse dans le ferromanganèse — Méthode électrométrique	0-60
EURONORM 100-72	Analyse chimique des matériaux sidérurgiques — Dosage du chrome dans les aciers et les fontes — Méthode photométrique	0-60
EURONORM 103-71	Détermination micrographique de la grosseur du grain ferritique ou austénitique des aciers	3-15
EURONORM 104-70	Détermination de la profondeur de décarburation des aciers de construction non alliés et faiblement alliés	0-60
EURONORM 105-71	Détermination et vérification de la profondeur conventionnelle de cémentation	0-60
EURONORM 106-71	Bandes et tôles magnétiques à grains non orientés laminées à froid et à chaud	1-70
(*) EURONORM 107-75	Grain oriented magnetic sheet and strip	2-20
EURONORM 108-72	Fil machine rond en acier pour articles de boulonnerie formés à froid — Dimensions et tolérances	0-60
EURONORM 109-72	Essais conventionnels de dureté Rockwell — Échelles Rockwell HRN et HRT — Échelles Rockwell HRB' et HR 30 T' pour produits minces	1-10
EURONORM 113-72	Aciers de construction soudables de qualité spéciale — Fascicules 1 à 3	2-20
EURONORM 114-72	Détermination de la résistance à la corrosion intergranulaire des aciers inoxydables austénitiques — Essai de corrosion en milieu acide sulfurique-sulfate cuivrique (essai dit de Monypenny-Strauß)	0-60
EURONORM 116-72	Détermination de la profondeur conventionnelle de trempe après chauffage superficiel	0-60
(*) EURONORM 117-75	Calibration of reference blocks for use with Rockwell hardness testing machines (B, C, N and T scales)	1-70
(*) EURONORM 118-75	Methods for determining the magnetic properties of magnetic steel sheet with the 25 cm Epstein square	1-70
EURONORM 119-74	Aciers pour frappe à froid et extrusion à froid — Prescriptions de qualité — fascicule 1 à fascicule 5	4-40
EURONORM 120-72	Tôles et bandes pour bouteilles à gaz soudées en acier	0-60
EURONORM 121-72	Détermination de la résistance à l'attaque intergranulaire des aciers inoxydables austénitiques — Essai de corrosion en milieu nitrique par mesure de perte de masse (Essai dit de Huey)	0-60
(*) EURONORM 122-75	Verification of Rockwell hardness testing machines (B, C, N and T scales)	1-70
(*) EURONORM 123-75	High temperature tests — Creep test for steel	1-10

These publications can be obtained from the national standards institutions, viz.

in the Federal Republic of Germany:

Beuth-Vertrieb GmbH
Burggrafenstraße 4-7, 1 Berlin 30

in Belgium and Luxembourg:

Institut belge de normalisation — IBN —
29, avenue de la Brabançonne, 1040 Bruxelles

in Denmark:

Dansk Standardiseringsråd,
Aurehøjvej 12, DK 2 900 — Hellerup

in France:

Association française de normalisation — AFNOR —
Tour Europe, Cedex 7, 92 080 Paris

in Italy:

Ente nazionale italiano di unificazione — UNI —
Piazza A. Diaz, 2, Milan

in the Netherlands:

Nederlands, Normalisatie-Instituut — NNI —
Polakweg 5, Rijswijk (ZH)

in the United Kingdom:

British Standards Institution (BSI),
2 Park Street, London W1A 2 BS

Interested residents of third countries are asked to contact the Office for Official Publications of the European Communities, Boîte postale 1003, Luxembourg 1.