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Legislation

Contents

I *Acts whose publication is obligatory*

Commission Regulation (EEC) No 2129/78 of 8 September 1978 fixing the import levies on cereals and on wheat or rye flour, groats and meal 1

Commission Regulation (EEC) No 2130/78 of 8 September 1978 fixing the premiums to be added to the import levies on cereals, flour and malt 3

Commission Regulation (EEC) No 2131/78 of 8 September 1978 fixing the refunds on milk and milk products exported in the natural state 5

Commission Regulation (EEC) No 2132/78 of 8 September 1978 temporarily suspending intervention buying-in of certain qualities of meat in certain Member States 21

★ Council Regulation (EEC) No 2133/78 of 8 September 1978 imposing a definitive anti-dumping duty on kraft liner paper and board originating in the United States of America 22

II *Acts whose publication is not obligatory*

Commission

78/743/EEC :

★ Twenty-Fourth Commission Directive of 28 July 1978 amending the Annexes to Council Directive 70/524/EEC concerning additives in feedingstuffs 25

78/744/EEC :

★ Commission Decision of 11 August 1978 authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to bed linen, woven, falling within subheading ex 62.02 B (NIMEXE codes 62.02-11, 19) of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States 28

Contents (continued)

78/745/EEC :

- ★ **Commission Decision of 11 August 1978 authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Yugoslavia and in free circulation in the other Member States 29**

78/746/CEE :

- ★ **Commission Decision of 21 August 1978 authorizing the French Republic not to apply Community treatment to woven fabrics of regenerated textile fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics, other than unbleached or bleached, falling within subheading 56.07 B (NIMEXE codes 56.07-37, 42, 44, 48, 52, 53, 54, 57, 58, 62, 63, 64, 66, 72, 73, 74, 77, 78, 82, 83, 84, 87 ; 56.07-37, 44, 48, 52, 54, 57, 58, 63, 64, 66, 73, 74, 77, 78, 83, 84, 87) of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States 31**

78/747/EEC :

- ★ **Commission Decision of 22 August 1978 authorizing the French Republic not to apply Community treatment to certain setts, flags and paving, hearth and wall tiles, falling within subheadings 69.07 ex A and B ex II, and 69.08 ex A and B ex II of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States 33**

78/748/EEC :

- ★ **Commission Decision of 25 August 1978 authorizing the French Republic not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Pakistan and in free circulation in the other Member States 34**

78/749/EEC :

- Commission Decision of 25 August 1978 fixing the minimum selling prices for butter for the 81st individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 232/75 35**

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 2129/78**of 8 September 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 1815/78⁽³⁾ and subsequent amending
Regulations ;

Whereas it follows from applying the provisions
contained in Regulation (EEC) No 1815/78 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 Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

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

Article 2

This Regulation shall enter into force on 9 September
1978.

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

Done at Brussels, 8 September 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 210, 1. 8. 1978, p. 4.

ANNEX

to the Commission Regulation of 8 September 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	82.69
10.01 B	Durum wheat	123.98 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	85.41 ⁽⁶⁾
10.03	Barley	85.03
10.04	Oats	71.58
10.05 B	Maize, other than hybrid maize for sowing	78.07 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	42.12 ⁽⁴⁾
10.07 C	Grain sorghum	79.40 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	126.01
11.01 B	Rye flour	130.47
11.02 A I a)	Durum wheat groats and meal	202.99
11.02 A I b)	Common wheat groats and meal	135.89

⁽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 2130/78**of 8 September 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
1816/78⁽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 9 September
1978.

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

Done at Brussels, 8 September 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 210, 1. 8. 1978, p. 6.

ANNEX

to the Commission Regulation of 8 September 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 9	1st period 10	2nd period 11	3rd period 12
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	0.64	0.64	0
10.02	Rye	0	0.96	0.96	0.96
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	0.80	0.80	0.80
10.07 A	Buckwheat	0	0	0	0
10.07 B	Millet	0	0	0	0
10.07 C	Grain sorghum	0	0	0	0
10.07 D	Other cereals	0	0	0	0
11.01 A	Wheat or meslin flour	0	0	0	0

B. Malt

(u.a./tonne)

CCT heading No	Description	Current 9	1st period 10	2nd period 11	3rd period 12	4th period 1
11.07 A I (a)	Unroasted malt, obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	0	0	0	0
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	0	0	0	0
11.07 B	Roasted malt	0	0	0	0	0

COMMISSION REGULATION (EEC) No 2131/78

of 8 September 1978

fixing the refunds on milk and milk products 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 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 1761/78⁽²⁾, and in particular Article 17 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 17 of Regulation (EEC) No 804/68 provides that the difference between prices in international trade for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 876/68 of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and criteria for fixing the amount of such refunds⁽³⁾, as amended by Regulation (EEC) No 2429/72⁽⁴⁾, provides that when the refunds on the products listed in Article 1 of Regulation (EEC) No 804/68, exported in the natural state, are being fixed account must be taken of:

- the existing situation and the future trend with regard to prices and availabilities of milk and milk products on the Community market and prices for milk and milk products in international trade;
- marketing costs and the most favourable transport charges from Community markets to ports or other points of export in the Community, as well as costs incurred in placing the goods on the market of the country of destination;
- the aims of the common organization of the market in milk and milk products which are to ensure equilibrium and the natural development of prices and trade on this market;

— the need to avoid disturbances on the Community market; and

— the economic aspect of the proposed exports;

Whereas Article 3 (1) of Regulation (EEC) No 876/68 provides that when prices within the Community are being determined account should be taken of the ruling prices which are most favourable for exportation, and that when prices in international trade are being determined particular account should be taken of:

- (a) prices ruling on third country markets;
- (b) the most favourable prices in third countries of destination for third country imports;
- (c) producer prices recorded in exporting third countries, account being taken, where appropriate, of subsidies granted by those countries; and
- (d) free-at-Community-frontier offer prices;

Whereas Article 4 of Regulation (EEC) No 876/68 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 of Regulation (EEC) No 804/68 according to destination;

Whereas Article 5 (1) of Regulation (EEC) No 876/68 provides that the list of products on which export refunds are granted and the amount of such refunds should be fixed at least once every four weeks; whereas the amount of the refund may, however, remain at the same level for more than four weeks;

Whereas Article 2 of Commission Regulation (EEC) No 1098/68 of 27 July 1968 on detailed rules for the application of export refunds on milk and milk products⁽⁵⁾, as last amended by Regulation (EEC) No 37/75⁽⁶⁾, provides that the refund on products falling within subheading 04.02 B is equal to the sum of two

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 155, 3. 7. 1968, p. 1.

⁽⁴⁾ OJ No L 264, 23. 11. 1972, p. 1.

⁽⁵⁾ OJ No L 184, 29. 7. 1968, p. 10.

⁽⁶⁾ OJ No L 5, 9. 1. 1975, p. 7.

components, the first representing the quantity of milk products and the second representing the quantity of added sucrose; whereas, however, the latter component applies only if the added sucrose was produced from beet or cane harvested within the Community;

Whereas for the products falling within subheading 04.02 B II a) or 04.02 B II b) 1 with a fat content not exceeding 9.5 % by weight the first component referred to above is fixed for 100 kilograms of the whole product; whereas for the other products falling within subheading 04.02 B this component is calculated by multiplying the basic amount by the milk product content of the product in question; whereas this basic amount is the refund on one kilogram of milk products contained in the product;

Whereas the second component is calculated by multiplying the sucrose content of the product by the basic amount of the refund valid on the day of exportation for the products listed in Article 1 (1) (d) of 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 1396/78⁽²⁾;

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 special conditions concerning the payment of the refund for skimmed-milk powder for

use as feed in the country of destination were laid down in Regulation (EEC) No 2054/76⁽³⁾, as last amended by Regulation (EEC) No 1857/78⁽⁴⁾;

Whereas the level of refund for cheeses is calculated for products intended for direct consumption; whereas the cheese rinds and cheese wastes are not products intended for this purpose; whereas, to avoid any confusion in interpretation, it should be specified that there will be no refund for these products which fall within heading No 04.04;

Whereas it follows from applying these rules to the present situation on the market in milk and milk products, and in particular to prices for these products 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 Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

1. The refunds referred to in Article 17 of Regulation (EEC) No 804/68 on products exported in the natural state are hereby fixed at the amounts shown in the Annex hereto.
2. No refund is fixed for exports to Zone E for products falling within heading Nos 04.01, 04.02, 04.03 and 23.07 of the Common Customs Tariff.

Article 2

This Regulation shall enter into force on 9 September 1978.

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

Done at Brussels, 8 September 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 359, 31. 12. 1974, p. 1.
⁽²⁾ OJ No L 170, 27. 6. 1978, p. 1.

⁽³⁾ OJ No L 228, 20. 8. 1976, p. 17.
⁽⁴⁾ OJ No L 212, 2. 8. 1978, p. 9.

ANNEX

to the Commission Regulation of 8 September 1978 fixing the refunds on milk and milk products exported in the natural state

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.01	Milk and cream, fresh, not concentrated or sweetened :		
	ex A. Other than whey, of a fat content, by weight, not exceeding 6 % :		
	I. Yoghourt, kephir, curdled milk, buttermilk and other fermented or acidified milk :		
	a) In immediate packings of a net capacity of two litres or less	0110 00	4.93
	b) Other	0120 00	—
	II. Others :		
	a) In immediate packings of a net capacity of two litres or less and of a fat content, by weight :		
	1. Not exceeding 4 % :		
	(aa) Of a fat content, by weight, not exceeding 1.5 %	0130 10	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		1.47
	— Other destinations		1.29
	(bb) Of a fat content, by weight, exceeding 1.5 % but not exceeding 3 %	0130 22	
	for exports to :		
	— Countries near the Community		4.26
	— Other destinations		5.28
	(cc) Of a fat content, by weight, exceeding 3 %	0130 31	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		6.94
	— Countries near the Community		6.03
	— Other destinations		7.64
	2. Exceeding 4 %	0140 00	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		7.00
	— Countries near the Community		6.51
	— Other destinations		8.89

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.01 (cont'd)	b) Other, of a fat content, by weight :		
	1. Not exceeding 4 % :		
	(aa) Of a fat content, by weight, not exceeding 1.5 %	0150 10	1.29
	(bb) Of a fat content, by weight, exceeding 1.5 % but not exceeding 3 %	0150 21	4.40
	(cc) Of a fat content, by weight, exceeding 3 %	0150 31	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		6.94
	— Other destinations		5.34
	2. Exceeding 4 %	0160 00	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		7.00
	— Other destinations		5.79
	ex B. Other, excluding whey, of a fat content, by weight :		
	ex I. Exceeding 6 % but not exceeding 21 % :		
	(a) Of a fat content, by weight, not exceeding 10 %	0200 05	15.62
	(b) Of a fat content, by weight, exceeding 10 % but not exceeding 17 %	0200 11	24.32
	(c) Of a fat content, by weight, exceeding 17 %	0200 21	36.73
	II. Exceeding 21 % but not exceeding 45 % :		
	(a) Of a fat content, by weight, not exceeding 35 %	0300 12	43.82
	(b) Of a fat content, by weight, exceeding 35 % but not exceeding 39 %	0300 13	
	for exports to :		
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		68.11
	— Other destinations		44.59
	(c) Of a fat content, by weight, exceeding 39 %	0300 20	75.74
	III. More than 45 % :		
	(a) Of a fat content, by weight, not exceeding 68 %	0400 11	86.38
	(b) Of a fat content, by weight, exceeding 68 % but not exceeding 80 %	0400 22	127.16
	(c) Of a fat content, by weight, exceeding 80 %	0400 30	148.44

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.02	Milk and cream, preserved, concentrated or sweetened :		
	A. Not containing added sugar :		
	II. Milk and cream, in powder or granules :		
	a) In immediate packings of a net capacity of 2.5 kilograms or less and of a fat content, by weight :		
	1. Not exceeding 1.5 %	0620 00	66.54
	2. Exceeding 1.5 % but not exceeding 27 % :		
	(aa) Of a fat content, by weight, not exceeding 11 %	0720 00	66.54
	(bb) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	0720 20	79.09
	(cc) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	0720 30	85.32
	(dd) Of a fat content, by weight, exceeding 25 %	0720 40	93.55
	3. Exceeding 27 % but not exceeding 29 %	0820 00	95.62
	4. Exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 41 %	0920 10	97.65
	(bb) Of a fat content, by weight, exceeding 41 %	0920 20	110.01
	b) Other, excluding products containing fish meal or fish oil or fish liver oil and iron carbonate or sulphate, of a fat weight content :		
	1. Not exceeding 1.5 %	1020 00	66.54
	2. Exceeding 1.5 % but not exceeding 27 % :		
	(aa) Of a fat content, by weight, not exceeding 11 %	1120 10	66.54
	(bb) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	1120 20	79.09
	(cc) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	1120 30	85.32
	(dd) Of a fat content, by weight, exceeding 25 %	1120 40	93.55
	3. Exceeding 27 % but not exceeding 29 %	1220 00	95.62
	4. Exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 41 %	1320 10	97.65
	(bb) Of a fat content, by weight, exceeding 41 %	1320 20	110.01

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.02 (cont'd)	III. Milk and cream, other than in powder or granules : a) In immediate packings of a net content of 2.5 kg or less and of a fat content by weight not exceeding 11 % : 1. Of a fat content, by weight, not exceeding 8.9 % and of a lactic dry matter content : (aa) Of less than 15 % and of a fat content : (11) Not exceeding 3 %, by weight 1420 12 — (22) Exceeding 3 %, by weight 1420 22 For exports to : — Countries near the Community 6.03 — Other destinations 7.64 (bb) Of 15 % or more and of a fat content : (11) Not exceeding 3 %, by weight 1420 50 — (22) Exceeding 3 %, by weight, but not exceeding 7.4 % 1420 60 15.01 (33) Exceeding 7.4 % 1420 70 20.16 2. Other, of a lactic dry matter content : (aa) Of less than 15 %, by weight 1520 10 15.62 (bb) Of 15 % or more, by weight 1520 20 23.91 b) Other, of a fat content, by weight : 1. Not exceeding 45 % and of a lactic dry matter content : (aa) Of less than 15 % and of a fat content : (11) Not exceeding 3 %, by weight 1620 70 — (22) Exceeding 3 %, by weight, but not exceeding 8.9 % 1630 00 6.03 (33) Exceeding 8.9 %, by weight, but not exceeding 11 % 1630 10 15.62 (44) Exceeding 11 %, by weight, but not exceeding 21 % 1630 20 24.32 (55) Exceeding 21 %, by weight, but not exceeding 39 % 1630 30 43.82 (66) Exceeding 39 % 1630 40 75.74 (bb) Of 15 % or more and of a fat content : (11) Not exceeding 3 %, by weight 1630 50 — (22) Exceeding 3 %, by weight, but not exceeding 7.4 % 1630 60 15.01 (33) Exceeding 7.4 %, by weight, but not exceeding 8.9 % 1630 70 20.16 (44) Exceeding 8.9 % 1630 80 23.91 2. Exceeding 45 % 1720 00 86.38 B. Containing added sugar : I. Milk and cream, in powder or granules : ex b) Other, excluding whey : 1. In immediate packings of a net capacity of 2.5 kilograms or less and of a fat content, by weight : aa) Not exceeding 1.5 % 2220 00 0.6654 ⁽¹⁾ per kg		

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.02 (cont'd)	bb) Exceeding 1.5 % but not exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 11 %	2320 10	0.6654 ⁽¹⁾ per kg
	(22) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	2320 20	0.7909 ⁽¹⁾ per kg
	(33) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	2320 30	0.8532 ⁽¹⁾ per kg
	(44) Of a fat content, by weight, exceeding 25 %	2320 40	0.9355 ⁽¹⁾ per kg
	cc) Exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 41 %	2420 10	0.9562 ⁽¹⁾ per kg
	(22) Of a fat content, by weight, exceeding 41 %	2420 20	1.1001 ⁽¹⁾ per kg
	2. Other, of a fat content, by weight :		
	aa) Not exceeding 1.5 %	2520 00	0.6654 ⁽¹⁾ per kg
	bb) Exceeding 1.5 % but not exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 11 %	2620 10	0.6654 ⁽¹⁾ per kg
	(22) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	2620 20	0.7909 ⁽¹⁾ per kg
	(33) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	2620 30	0.8532 ⁽¹⁾ per kg
	(44) Of a fat content, by weight, exceeding 25 %	2620 40	0.9355 ⁽¹⁾ per kg
	cc) Exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 41 %	2720 10	0.9562 ⁽¹⁾ per kg
	(22) Of a fat content, by weight, exceeding 41 %	2720 20	1.1001 ⁽¹⁾ per kg
	ex II. Milk and cream, excluding whey other than in powder or granules :		
	ex a) In immediate packings of a net capacity of 2.5 kg or less and of a fat content by weight not exceeding 9.5 % :		
	(1) Of a fat content, by weight, not exceeding 6.9 % and of a lactic dry matter content :		
	(aa) Of less than 15 % and of a fat content :		
	(11) Not exceeding 3 %, by weight	2810 11	— ⁽¹⁾ per kg
	(22) Exceeding 3 %, by weight	2810 12	
	for exports to :		
	— Countries near the Community		0.0603 ⁽¹⁾ per kg
	— Other destinations		0.0764 ⁽¹⁾ per kg
	(bb) Of 15 % or more	2810 15	14.42 ⁽²⁾
	(2) Of a fat content, by weight, exceeding 6.9 % and of a lactic dry matter content, by weight, of 15 % or more	2810 20	24.75 ⁽²⁾

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.02 (cont'd)	b) Other, of a fat content, by weight : ex 1. Not exceeding 45 % : (aa) Of a fat content, by weight, not exceeding 6.9 % and of lactic dry matter content, by weight, of 15 % or more (bb) Of a fat content, by weight, exceeding 6.9 % but not exceeding 21 % and of a lactic dry matter content, by weight, of 15 % or more (cc) Of a fat content by weight, exceeding 9.5 % but not exceeding 21 % and of a lactic dry matter content, by weight, less than 15 % (dd) Of a fat content, by weight, exceeding 21 % but not exceeding 39 % (ee) Of a fat content, by weight, exceeding 39 % 2. Exceeding 45 %	2910 70 2910 76 2910 80 2910 85 2910 90 3010 00	14.42 ⁽²⁾ 24.75 ⁽²⁾ 0.2432 ⁽¹⁾ per kg 0.4382 ⁽¹⁾ per kg 0.7574 ⁽¹⁾ per kg 0.8638 ⁽¹⁾ per kg
04.03	Butter : ex A. Of a fat content, by weight, not exceeding 85 % : (I) Of a fat content, by weight, of 62 % or more, but less than 78 % (II) Of a fat content, by weight, of 78 % or more but less than 80 % (III) Of a fat content, by weight, of 80 % or more but less than 82 % (IV) Of a fat content, by weight, of 82 % or more B. Other, of a fat content, by weight : (I) Not exceeding 99.5 % (II) Exceeding 99.5 %	3110 05 3110 16 3110 22 3110 32 3210 10 3210 20	124.38 156.45 160.45 164.52 164.52 212.65
04.04	Cheese and curd ⁽⁵⁾ : ex A. Emmentaler and Gruyère, not grated or powdered : II. Other for exports to : — Zone D — Zone E — Canada — Liechtenstein and Switzerland — Austria — Other destinations ex C. Blue-veined cheese, not grated or powdered, other than Roquefort for exports to : — Austria — Zone D — Zone E — Canada — Other destinations	3800 00 4000 00	73.19 — 67.84 — 53.61 94.74 20.43 82.48 37.71 55.97 78.19

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	D. Processed cheese, not grated or powdered :		
	II. Other, of a fat content, by weight :		
	a) Not exceeding 36 % and of a fat content, by weight, in the dry matter :		
	ex 1. Not exceeding 48 % and of a dry matter content, by weight :		
	(aa) Of 33 % or more but less than 38 %	4410 10	
	for exports to :		
	— Austria		4.33
	— Zone D		16.75
	— Zone E		19.13
	— Canada		20.90
	— Switzerland		5.30
	— Other destinations		31.87
	(bb) Of 38 % or more but less than 43 % and of a fat content, by weight, in the dry matter :		
	(11) Less than 20 %	4410 20	
	for exports to :		
	— Austria		4.33
	— Zone D		16.75
	— Zone E		19.13
	— Canada		20.90
	— Switzerland		5.30
	— Other destinations		31.87
	(22) Of 20 % or more	4410 30	
	for exports to :		
	— Austria		6.41
	— Zone D		24.77
	— Zone E		28.23
	— Canada		30.94
	— Switzerland		7.84
	— Other destinations		47.21
	(cc) Of 43 % or more and of a fat content, by weight, in the dry matter :		
	(11) Less than 20 %	4410 40	
	for exports to :		
	— Austria		4.33
	— Zone D		16.75
	— Zone E		19.13
	— Canada		20.90
	— Switzerland		5.30
	— Other destinations		31.87

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	(22) Of 20 % or more but less than 40 %	4410 50	
	for exports to :		
	— Austria		6.41
	— Zone D		24.77
	— Zone E		28.23
	— Canada		30.94
	— Switzerland		7.84
	— Other destinations		47.21
	(33) Of 40 % or more	4410 60	
	for exports to :		
	— Austria		9.37
	— Zone D		36.21
	— Zone E		41.15
	— Canada		45.24
	— Switzerland		11.44
	— Other destinations		69.06
	ex 2. Exceeding 48 % and of a dry matter content, by weight :		
	(aa) Of 33 % or more but less than 38 %	4510 10	
	for exports to :		
	— Austria		4.33
	— Zone D		16.75
	— Zone E		19.13
	— Canada		20.90
	— Switzerland		5.30
	— Other destinations		31.87
	(bb) Of 38 % or more but less than 43 %	4510 20	
	for exports to :		
	— Austria		6.41
	— Zone D		24.77
	— Zone E		28.23
	— Canada		30.94
	— Switzerland		7.84
	— Other destinations		47.21
	(cc) Of 43 % or more but less than 46 %	4510 30	
	for exports to :		
	— Austria		9.37
	— Zone D		36.21
	— Zone E		41.15
	— Canada		45.24
	— Switzerland		11.44
	— Other destinations		69.06

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	(dd) Of 46 % or more and of a fat content, by weight, in the dry matter :		
	(11) Less than 55 %	4510 40	
	for exports to :		
	— Austria		9.37
	— Zone D		36.21
	— Zone E		41.15
	— Canada		45.24
	— Switzerland		11.44
	— Other destinations		69.06
	(22) Of 55 % or more	4510 50	
	for exports to :		
	— Austria		11.12
	— Zone D		42.95
	— Zone E		48.83
	— Canada		53.68
	— Switzerland		13.58
	— Other destinations		81.98
	b) Exceeding 36 %	4610 00	
	for exports to :		
	— Austria		11.12
	— Zone D		42.95
	— Zone E		48.83
	— Canada		53.68
	— Switzerland		13.58
	— Other destinations		81.98
	E. Other :		
	I. Not grated or powdered, of a fat content, by weight, not exceeding 40 % and a water content, calculated by weight, of the non-fatty matter :		
	ex a) Not exceeding 47 % :		
	(1) Grana, Parmigiano Reggiano	4710 11	
	for exports to :		
	— Zone D		121.16
	— Zone E		86.02
	— Canada		102.52
	— Switzerland		91.64
	— Other destinations		121.16
	(2) Fiore Sardo, Pecorino	4710 16	
	for exports to :		
	— Zone D		129.79
	— Zone E		97.02
	— Canada		104.02
	— Switzerland		100.27
	— Other destinations		129.79
	(3) Other (excluding cheeses produced from whey), of a fat content, by weight, in the dry matter of 30 % or more	4710 22	
	for exports to :		
	— Zone D		121.16
	— Zone E		86.02
	— Canada		102.52
	— Switzerland		91.64
	— Other destinations		121.16

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	b) Exceeding 47 % but not exceeding 72 % :		
	1. Cheddar :		
	ex bb) Other, of a fat content, by weight, in the dry matter of 48 % or more	4850 00	
	for exports to :		
	— Austria		13.12
	— Zone D		50.65
	— Zone E		—
	— Canada		36.76
	— Switzerland		16.00
	— Other destinations		88.26
	ex 5. Other, of a fat content, by weight, in the dry matter :		
	(aa) Less than 5 % and of a content, by weight, in the dry matter of 32 % or more (excluding cheeses pro- duced from whey)	5120 12	
	for exports to :		
	— Austria		7.41
	— Zone D		28.61
	— Zone E		—
	— Canada		24.71
	— Switzerland		3.99
	— Other destinations		34.50
	(bb) Of 5 % or more but less than 19 % and of a content, by weight, in the dry matter of 32 % or more (exclu- ding cheeses produced from whey)	5120 16	
	for exports to :		
	— Austria		8.59
	— Zone D		33.17
	— Zone E		—
	— Canada		40.79
	— Switzerland		4.40
	— Other destinations		56.96
	(cc) Of 19 % or more but less than 39 % and of a water content, calculated by weight, of the non-fatty matter not exceeding 62 % (excluding cheeses produced from whey)	5120 22	
	for exports to :		
	— Austria		10.33
	— Zone D		39.91
	— Zone E		—
	— Canada		49.47
	— Switzerland		4.73
	— Other destinations		69.05
	(dd) Of 39 % or more :		
	(11) Asiago, Caciocavallo, Provolone, Ragusano	5120 31	
	for exports to :		
	— Zone D		104.80
	— Zone E		90.89
	— Canada		96.39
	— Switzerland		35.29
	— Other destinations		120.12

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	(22) Danbo, Edam, Fontal, Fontina, Fynbo, Gouda, Havarti, Maribo, Samsø, Tilsit	5120 44	
	for exports to :		
	— Austria		22.50
	— Zone D		55.90
	— Zone E		39.03
	— Canada		57.74
	— Switzerland		1.00
	— Other destinations		80.55
	(33) Butterkäse, Esrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin, Taleggio	5120 54	
	for exports to :		
	— Austria		47.19
	— Zone D		55.90
	— Zone E		36.07
	— Canada		49.91
	— Switzerland		1.00
	— Other destinations		69.71
	(44) Cantal, Cheshire, Wensleydale, Lancashire, Double Gloucester	5120 58	
	for exports to :		
	— Austria		13.12
	— Zone D		50.65
	— Zone E		36.62
	— Canada		59.16
	— Switzerland		16.00
	— Other destinations		82.64
	(55) Salted ricotta, of a fat content, by weight, of 30 % or more	5120 59	
	for exports to :		
	— Zone E		21.68
	— Canada		25.68
	— Other destinations		36.71
	(66) Feta	5120 82	
	for exports to :		
	— Zone D		38.83 (*)
	— Zone E		9.08 (*)
	— Canada		48.60 (*)
	— Switzerland		12.00 (*)
	— Jordan, Iraq, Iran, the Arabian Peninsula and Mediterranean countries except Zone D		78.21 (*)
	— Other destinations		65.35 (*)
	(77) Colby, Monterey	5120 83	
	for exports to :		
	— Austria		13.12
	— Zone D		50.65
	— Zone E		—
	— Canada		59.16
	— Switzerland		16.00
	— Other destinations		82.64

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	(88) Other (excluding cheeses produced from whey), of a water content, calculated by weight, of the non-fatty matter :		
	(aaa) Exceeding 47 % but not exceeding 52 % for exports to :	5120 87	
	— Zone D		50.65
	— Switzerland		15.00
	— Zone E		56.59
	— Canada		71.01
	— Other destinations		88.51
	(bbb) Exceeding 52 % but not exceeding 62 % for exports to :	5120 92	
	— Austria		22.50
	— Zone D		55.90
	— Zone E		39.03
	— Canada		57.74
	— Switzerland		1.00
	— Other destinations		80.55
	c) Exceeding 72 % :		
	1. In immediate packings of a net capacity not exceeding 500 grams :		
	(a) Cottage cheese for exports to :	5120 95	
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		18.66
	— Other destinations		—
	(b) Cream cheese of a fat content, by weight, in the dry matter, not exceeding 70 % for exports to :	5120 98	
	— Armed forces as specified in Article 3 of Regulation (EEC) No 192/75		52.45
	— Other destinations		—
	ex II. Other (excluding cheeses produced from whey) :		
	ex a) Grated or powdered of a fat content, by weight, exceeding 20 %, of a lactose content, by weight, less than 5 % and of a dry matter content, by weight :		
	(1) Of 80 % or more but less than 85 % for exports to :	5310 11	
	— Zone E		29.52
	— Canada		42.02
	— Other destinations		60.77
	(2) Of 85 % or more but less than 95 % for exports to :	5310 22	
	— Zone E		35.88
	— Canada		49.38
	— Other destinations		76.47

CCT heading No	Description	Code	Refund (in u.a./100 kg net weight unless otherwise indicated)
04.04 (cont'd)	(3) Of 95 % or more for exports to : — Zone E — Canada — Other destinations	5310 31	41-60 55-60 88-86
23.07	Sweetened forage ; other preparations of a kind used in animal feeding : ex B. Other, containing starch, glucose or glucose syrup falling within sub-headings 17.02 B and 21.07 F II, or milk products, excluding special compound feedingstuffs ⁽³⁾ : I. Containing starch, or glucose or glucose syrup : a) Containing no starch or containing 10 % or less, by weight, of starch : (3) Containing 50 % or more but less than 75 %, by weight, of milk products of which content of milk in powder or granules (excluding whey), by weight, is : (aa) Less than 30 % (bb) 30 % or more but less than 40 % (cc) 40 % or more but less than 50 % (dd) 50 % or more but less than 60 % (ee) 60 % or more but less than 70 % (ff) 70 % or more (4) Containing 75 % or more, by weight, of milk products, of which content of milk in powder or granules (excluding whey), by weight, is : (aa) Less than 30 % (bb) 30 % or more but less than 40 % (cc) 40 % or more but less than 50 % (dd) 50 % or more but less than 60 % (ee) 60 % or more but less than 70 % (ff) 70 % or more but less than 75 % (gg) 75 % or more but less than 80 % (hh) 80 % or more (II) Containing no starch, glucose or glucose syrup, but containing milk products of which content of milk in powder or granules (excluding whey), by weight, is : (a) 50 % or more but less than 60 % (b) 60 % or more but less than 70 % (c) 70 % or more but less than 80 % (d) 80 % or more	5700 13 5700 23 5700 33 5700 42 5700 52 5700 62 5800 13 5800 23 5800 32 5800 42 5800 52 5800 62 5800 72 5800 82 5900 12 5900 22 5900 32 5900 42	— 21-29 27-95 34-60 41-26 47-91 — 21-29 27-95 34-60 41-26 47-91 51-23 54-57 34-60 41-26 47-91 54-57

- (¹) The weight of added non-lactic matter and lactose should be disregarded for the purpose of calculating fat content. The refund on 100 kg of product falling within this subheading is equal to the sum of the following components :
- (a) the amount per kilogram shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
 - (b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68.
- (²) The refund on 100 kg of product falling within this subheading is equal to the sum of the following components :
- (a) the amount per 100 kg shown ; and
 - (b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68.
- (³) 'Special compound feedingstuffs' are feedingstuffs containing skimmed-milk powder and either fish meal or fish oil and/or fish liver oil and/or fish liver oil or iron carbonate and/or iron sulphate and/or copper sulphate. However, where skimmed-milk powder is denatured in accordance with Annex III to Regulation (EEC) No 2054/76, the product shall not be regarded as a special compound feedingstuff, provided that proof is furnished that the skimmed-milk powder has been denatured, purchased and exported under the procedure laid down in Regulation (EEC) No 2054/76.
- (⁴) This amount applies to the net weight, minus the weight of the brine.
- (⁵) No refund is applicable to cheese rinds and cheese wastes falling within heading No 04.04 of the Common Customs Tariff. Products unfit as such for human consumption shall be regarded as cheese wastes.
- N.B. : — For the purposes of this Regulation 'countries near the Community means : Zone D, Andorra, Austria, Liechtenstein, Switzerland, Yugoslavia plus the destinations indicated in Article 3 of Regulation (EEC) No 192/75.
- Zones A, B, C, D and E are those defined in Regulation (EEC) No 1098/68, as last amended by Regulation (EEC) No 37/75.
 - 'Countries of the Arabian Peninsula' are to be understood in the sense of this Regulation as the following countries situated in the Arabian Peninsula and the territories there connected : Saudi Arabia, Bahrain, Qatar, Kuwait, Sultanate of Oman, Union of Arab Emirates (Abu Dhabi), Dubai, Sharjah, Ajman, Umm al Qawain, Fujairah, Ras al Khaimah, Yemen Arab Republic (Yemen North) and People's Democratic Republic of Yemen (Yemen South).

The weight of non-milk fat should be disregarded for the purposes of calculating fat content.

COMMISSION REGULATION (EEC) No 2132/78

of 8 September 1978

temporarily suspending intervention buying-in of certain qualities of meat in certain Member States

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Whereas Article 3 (1) of Council Regulation (EEC) No 995/78 of 12 May 1978 fixing the guide price and the intervention price for adult bovine animals for the 1978/79 marketing year⁽³⁾ provides the possibility of suspending, in accordance with the procedure provided for in Article 27 of Regulation (EEC) No 805/68, the buying-in by intervention agencies of one or more qualities of fresh or chilled meat in Member States or regions of Member States when the market price of the quality or qualities in question remains during a period of three consecutive weeks between 100 and 102 % of the maximum buying-in price fixed for that or those qualities ;

Whereas in Denmark and France the market prices for certain qualities are between 100 and 102 % of the

maximum buying-in price ; whereas, therefore, intervention buying-in should be temporarily suspended for the qualities in question ;

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

HAS ADOPTED THIS REGULATION :

Article 1

In application of Article 3 (1) (a) of Regulation (EEC) No 995/78, intervention buying-in shall be suspended from 11 September 1978 in the following Member States for the qualities specified :

- Denmark : Kvier 1,
- France : Jeunes bovins R.

Article 2

This Regulation shall enter into force on 11 September 1978.

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

Done at Brussels, 8 September 1978.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 130, 18. 5. 1978, p. 1.

COUNCIL REGULATION (EEC) No 2133/78**of 8 September 1978****imposing a definitive anti-dumping duty on kraft liner paper and board originating in the United States of America**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Council Regulation (EEC) No 459/68 of 5 April 1968 on protection against dumping or the granting of bounties or subsidies, by countries which are not members of the European Economic Community⁽¹⁾, as last amended by Regulation (EEC) No 1411/77⁽²⁾, and in particular Article 17 thereof,

Having regard to the proposal made by the Commission after hearing the opinions expressed in the Advisory Committee set up under Regulation (EEC) No 459/68,

Whereas the Commission received a complaint submitted in the name of the Community kraft liner paper and board industry setting out evidence as to the existence of the dumping of like products originating in various countries as well as material injury resulting therefrom;

Whereas, since it appeared from the information received that the complaint was admissible and that defensive measures against dumping might be necessary, the Commission officially notified the representatives of the exporting countries and the importers and exporters known to be concerned, published in the *Official Journals of the European Communities* of 17 December 1977, 3 March 1978 and 3 May 1978 notices of the initiation of enquiries concerning imports of kraft liner originating in the United States of America⁽³⁾, Sweden, Finland, Austria, Portugal, Canada⁽⁴⁾ and the Soviet Union⁽⁵⁾, and commenced an examination of the facts for all the abovementioned countries;

Whereas, since preliminary examination of the matter showed that there was dumping, that there was sufficient evidence of injury and that the interests of the Community called for immediate intervention, the Commission, by Regulation (EEC) No 511/78⁽⁶⁾, imposed a provisional anti-dumping duty on kraft

liner paper and board originating in the United States of America the period of validity of which was extended by Regulation (EEC) No 1226/78⁽⁷⁾;

Whereas, in order to examine the existence of dumping, the Commission compared the export prices to the Community with those prevailing on the domestic markets concerned;

Whereas these comparisons were made at the ex-factory level, and in respect of sales made at the same time, due allowance having been made, on their merits, for differences in transport and ancillary costs, in the conditions and terms of sale, in duties and taxation and for other differences affecting price comparability;

Whereas this examination of the matter shows that there is dumping, the margin of which varies considerably according to the exporting firm and the date of the transaction;

Whereas, with regard to injury to the industry concerned, the evidence available to the Commission shows that Community imports of kraft liner originating in the United States, Sweden, Finland, Austria, Portugal, Canada and the Soviet Union have increased from approximately 1.1 million tonnes in 1975 to 1.6 million tonnes in 1977;

Whereas the share of the imports concerned on the Community market amounted to 70 % in 1975 and 80 % in 1977 and therefore has a very considerable influence on the market;

Whereas the prices of these imports on the Community market have fallen considerably, particularly in recent months, thus exercising a depressive effect on the Community producers' prices;

Whereas this development has taken place to the detriment of the Community industry, which is in a difficult situation characterized by large unsold stocks, complete cessation of production in one area of the Community with consequent loss of jobs and short-time working for the staff of the undertakings concerned, and a reduction in profits or heavy losses for several of the firms concerned;

(1) OJ No L 93, 17. 4. 1968, p. 1.

(2) OJ No L 160, 30. 6. 1977, p. 4.

(3) OJ No C 304, 17. 12. 1977, p. 3.

(4) OJ No C 54, 3. 3. 1978, p. 2.

(5) OJ No C 105, 3. 5. 1978, p. 5.

(6) OJ No L 69, 7. 3. 1978, p. 9.

(7) OJ No L 153, 9. 6. 1978, p. 1.

Whereas, therefore, the facts as finally established show that, due consideration having been given to the other factors having a bearing on the situation of this industry such as, for instance, the rather limited imports from other sources and competition from substitutable products, the dumped imports are causing or threatening to cause material injury to the Community industry concerned;

Whereas, in the meantime, the Austrian, Canadian, Finnish, Portuguese, Soviet and Swedish exporters have given voluntary undertakings to revise prices to levels considered satisfactory; whereas these undertakings have been accepted by the Commission, which has accordingly decided to terminate the procedures in question;

Whereas, in these circumstances, the interests of the Community call for the imposition of a definitive anti-dumping duty on imports of kraft liner paper and board originating in the United States and the definitive collection of the amounts secured by way of provisional duty in respect of kraft liner paper and board of American origin;

Whereas, in order to ensure fair treatment of imports at different prices, the amount of the duty should be the difference between the declared price of the goods and their fair market price in the United States of America, brought up to a cif Community frontier basis,

HAS ADOPTED THIS REGULATION:

Article 1

A definitive anti-dumping duty is hereby imposed on kraft liner paper and board falling within Common Customs Tariff subheading ex 48.01 C II and corresponding to NIMEXE codes 48.01-15, 21, 27 and 31, originating in the United States of America.

The provisions in force for the application of customs duties shall apply in respect of this duty.

Article 2

1. The amount of this duty shall correspond to the difference between the fair market price in the United States of America as set out in paragraph 2 and the free-at-frontier Community price, duty unpaid, per tonne net to the first purchaser in the customs territory of the Community.

2. For the purpose of this Regulation, the fair market prices in the United States of America,

brought up to a cif Community frontier basis, duty unpaid, are as follows:

per tonne

Nominal weight 175 grams or more and less than 337 grams per square metre: US\$ 258

Nominal weight 150 grams or more and less than 175 grams per square metre: US\$ 268

Nominal weight less than 150 grams per square metre: US\$ 278

The fair market prices:

- shall be reduced by 1 % if payment is made immediately on receipt of the goods by the first purchaser in the customs territory of the Community,
- shall be net if payment is made within 30 days of the receipt of the goods by the first purchaser in the customs territory of the Community,
- shall be increased by 1 % for each subsequent 30-day period of credit.

Where prices are invoiced by reference to area, the fair market price per 100 square metres shall be calculated in accordance with the following formula:

$$\frac{\text{Fair market price in US\$ per tonne} \times \text{nominal gram weight per square metre}}{10\,000}$$

The actual gram weight may vary by $\pm 5\%$ from the nominal gram weight.

3. The duty shall not apply where the importer proves to the satisfaction of the competent national authorities that the price differential referred to in paragraph 1 is due to the goods being damaged.

Article 3

The amounts secured by way of provisional duty under Regulation (EEC) No 511/78 shall be definitively collected in so far as they do not exceed the amounts resulting from the application of this Regulation.

Article 4

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

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

Done at Brussels, 8 September 1978.

For the Council

The President

K. van DOHNANYI

II

(Acts whose publication is not obligatory)

COMMISSION

TWENTY-FOURTH COMMISSION DIRECTIVE

of 28 July 1978

amending the Annexes to Council Directive 70/524/EEC concerning additives in feedingstuffs

(78/743/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs⁽¹⁾, as last amended by Twenty-Third Commission Directive 78/613/EEC⁽²⁾, and in particular Article 6 thereof,

Whereas Directive 70/524/EEC provides for the content of the Annexes to be subject to constant revision in the light of the development of scientific and technical knowledge;

Whereas it is necessary to change the conditions of use of bacitracin-zinc shown in Annex I; whereas certain uses of this additive which have been widely tested at national level should be authorized at Community level;

Whereas it cannot be completely ruled out that oleanomycin may give rise, in certain circumstances, to undesirable secondary effects; whereas it should there-

fore be prohibited for animal nutrition after a certain period;

Whereas the ammonium salts of formic acid and of propionic acid have analogous preservative effects to those of the other salts of these acids already authorized at Community level; whereas their use may therefore be authorized at national level;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Annexes to Directive 70/524/EEC are hereby amended as follows:

1. In Annex I:

(a) in Part A 'Antibiotics':

(aa) position No E 700 'Bacitracin zinc' is amended as follows:

⁽¹⁾ OJ No L 270, 14. 12. 1970, p. 1.

⁽²⁾ OJ No L 198, 22. 7. 1978, p. 10.

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	
					ppm of complete feedingstuff			
E 700	Bacitracin zinc	$C_{66}H_{103}O_{16}N_{17}S$ Zn (polypeptide containing 12 to 20 % zine)	Turkeys	Four weeks	5	50		
				Five to 26 weeks	5	20		
			Other poultry, excluding ducks, geese, laying hens, pigeons	Four weeks	5	50		
				Fifth week to 16 weeks	5	20		
			Calves, lambs, kids	16 weeks	5	50		
				17th week to six months	5	20		
				—	5	80		Milk feeds only
			Piglets	Four months	5	50		Milk feeds only
				—	5	80		
			Pigs	Over four months to six months	5	20		
			Animals bred for fur	—	5	20		

(bb) position No E 704 'Oleandomycin' is withdrawn.

2. In Annex II :

(a) in Part A 'Antibiotics' :

(aa) in position No 15 'Bacitracin zinc', the existing provisions are withdrawn apart from those prescribed for laying hens ;

(bb) position No 19 'Oleandomycin' is amended to read as follows :

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorization
					ppm of complete feedingstuff			
19	Olean-domycin	C ₃₅ H ₆₁ O ₁₂ N (base) (macrolide)	Turkeys	26 weeks	2	10		30 September 1979
			Other poultry, except ducks, geese, laying hens, pigeons	16 weeks	2	10		
			Pigs	Six months	2	10		

(cc) the following position is added :

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorization
					ppm of complete feedingstuff			
24	Mocimycin	C ₄₃ H ₆₀ N ₂ O ₁₂ (mixture of ceto-enol- and isomocimycin)	Chickens for	—	1	5		31 December 1980
			Piglets	Four months	1	10		
			Pigs	Over four months to six months	1	5		

(b) in Part B 'Coccidiostats and other medicinal substances' the following position is added :

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorization
					ppm of complete feedingstuff			
24	Lasalocide sodium	C ₃₄ H ₃₅ O ₈ Na	Chickens for fattening	—	75	125	Use prohibited from at least five days before slaughter	31 December 1980

(c) in Part D 'Preservatives' the following positions are added :

EEC No	Additives	Chemical name ; description	Animal species	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorization
					ppm of complete feedingstuff			
17	Ammonium formate	} All animal species	—	—	—	—	All feedingstuffs	31 December 1979
18	Ammonium propionate							

Article 2

Member States shall bring into force the laws, regulations or administrative provisions necessary to comply with Article 1 (1) not later than 31 December 1978. They shall immediately inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 28 July 1978.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 11 August 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to bed linen, woven, falling within subheading ex 62.02 B (NIMEXE codes 62.02-11, 19) of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States

(Only the Dutch and French texts are authentic)

(78/744/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 7 August 1978 by the Benelux Governments to the Commission of the European Communities, for authorization not to apply Community treatment to bed linen, woven, falling within subheading ex 62.02 B (NIMEXE codes 62.02-11, 19) of the Common Customs Tariff, originating in Romania and in free circulation in the other Member States,

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

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

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

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

Whereas although the imports which gave rise to the application submitted would appear to be an isolated operation, they are nevertheless likely, owing to the appreciable amount of the imports, to jeopardize the aims of the Agreement;

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

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

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in Romania and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 26 July 1978 and are, on the date of this Decision, pending with the Benelux authorities:

CCT heading No	Description
ex 62.02 B (NIMEXE codes 62.02-11, 19)	Bed linen, woven

Article 2

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

Done at Brussels, 11 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 11 August 1978

authorizing the Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Yugoslavia and in free circulation in the other Member States

(Only the Dutch and French texts are authentic)

(78/745/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 8 August 1978 by the Governments of the Benelux countries to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No ex 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Yugoslavia and in free circulation in the other Member States,

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

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

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

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

Whereas further indirect imports, in addition to those already effected, would be likely to jeopardize the aims of the Community Agreement;

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

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

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands are authorized not to apply Community treatment to the products indicated below, where they originate in Yugoslavia and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 1 August 1978:

CCT heading No	Description
ex 61.03 (NIMEXE codes 61.03-11, 15, 19)	Men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres

Article 2

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

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Article 3

Done at Brussels, 11 August 1978.

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

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMISSION DECISION

of 21 August 1978

authorizing the French Republic not to apply Community treatment to woven fabrics of regenerated textile fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics, other than unbleached or bleached, falling within subheading 56.07 B (NIMEXE codes 56.07-37, 42, 44, 48, 52, 53, 54, 57, 58, 62, 63, 64, 66, 72, 73, 74, 77, 78, 82, 83, 84, 87 ; 56.07-37, 44, 48, 52, 54, 57, 58, 63, 64, 66, 73, 74, 77, 78, 83, 84, 87) of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States

(Only the French text is authentic)

(78/746/EEC)

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 9 August 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to woven fabrics of regenerated textile fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics, other than unbleached or bleached, falling within subheading 56.07 B (NIMEXE codes 56.07-37, 42, 44, 48, 52, 53, 54, 57, 58, 62, 63, 64, 66, 72, 73, 74, 77, 78, 82, 83, 84, 87 ; 56.07-37, 44, 48, 52, 54, 57, 58, 63, 66, 73, 74, 77, 78, 83, 84, 87) of the Common Customs Tariff, originating in South Korea and in free circulation in the other Member States,

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

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

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

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

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

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

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

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

HAS ADOPTED THIS DECISION :

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

respect of which applications for import licences were lodged after 3 August 1978 :

CCT heading No	Description
56.07 B (NIMEXE codes 56.07-37, 42, 44, 48, 52, 53, 54, 57, 58, 62, 63, 64, 66, 72, 73, 74, 77, 78, 82, 83, 84, 87 ; 56.07-37, 44, 48, 52, 54, 57, 58, 63, 64, 66, 73, 74, 77, 78, 83, 84, 87)	Woven fabrics of regenerated textile fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics (including terry fabrics) and chenille fabrics, other than unbleached or bleached

Article 2

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

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 21 August 1978.

For the Commission

Henk VREDELING

Vice-President

COMMISSION DECISION

of 22 August 1978

authorizing the French Republic not to apply Community treatment to certain setts, flags and paving, hearth and wall tiles, falling within subheadings 69.07 ex A and B ex II, and 69.08 ex A and B ex II of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States

(Only the French text is authentic)

(78/747/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 11 August 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to certain setts, flags and paving, hearth and wall tiles falling within subheadings 69.07 ex A and B ex II, and 69.08 ex A and B ex II of the Common Customs Tariff, originating in Japan and in free circulation in the other Member States,

Whereas in France the import of the products in question originating in Japan is subject to an annual quota which is almost wholly taken up;

Whereas disparities in the commercial policy measures applied in connection with these products by the Member States are giving rise to deflection of trade, thus preventing the execution of those commercial policy measures which are in force because of the difficult economic situation in the sector concerned;

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

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

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

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated

below, where they originate in Japan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 6 August 1978:

CCT heading No	Description
69.07	Unglazed setts, flags and paving, hearth and wall tiles:
ex A	— Tiles and cubes for mosaics, of earthenware or fine pottery, the longest side of which does not exceed 5 cm
B ex II	— Of earthenware or fine pottery, other than those with a side longer than 40 cm
69.08	Glazed setts, flags and paving, hearth and wall tiles:
ex A	— Tiles and cubes for mosaics, other than of common pottery, the longest side of which does not exceed 5 cm
B ex II	— Other of ceramic materials other than common pottery

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 22 August 1978.

For the Commission

Henk VREDELING

Vice-President

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 25 August 1978

authorizing the French Republic not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Pakistan and in free circulation in the other Member States

(Only the French text is authentic)

(78/748/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

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

Having regard to the application under the first paragraph of Article 115 of the Treaty, made on 17 August 1978 by the French Government to the Commission of the European Communities, for authorization not to apply Community treatment to men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres, falling within heading No 61.03 (NIMEXE codes 61.03-11, 15, 19) of the Common Customs Tariff, originating in Pakistan and in free circulation in the other Member States;

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

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

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

Whereas according to the application submitted there are serious difficulties in the industrial sector concerned;

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

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

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

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

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

HAS ADOPTED THIS DECISION:

Article 1

The French Republic is authorized not to apply Community treatment to the products indicated below, where they originate in Pakistan and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 9 August 1978:

CCT heading No	Description
61.03 (NIMEXE codes 61.03-11, 15, 19)	Men's and boys' shirts, woven, of wool, of cotton or of man-made textile fibres

Article 2

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

Article 3

This Decision is addressed to the French Republic.

Done at Brussels, 25 August 1978.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

COMMISSION DECISION

of 25 August 1978

fixing the minimum selling prices for butter for the 81st individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC)

No 232/75

(78/749/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products⁽¹⁾, as last amended by Regulation (EEC) No 1761/78⁽²⁾, and in particular Article 6 (7) thereof,

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

Whereas, pursuant to Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice-cream⁽⁵⁾, as last amended by Regulation (EEC) No 1325/78⁽⁶⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them;

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

Whereas, in the light of the tenders received in response to the 81st individual invitation to tender, the minimum selling prices should be fixed at the level specified below and the processing securities determined accordingly;

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

HAS ADOPTED THIS DECISION:

Article 1

For the 81st individual invitation to tender under Regulation (EEC) No 232/75, in respect of which the time limit for the submission of tenders expires on 22 August 1978, the minimum selling prices and the processing securities shall be as follows:

Use to which the butter is to be put (Article 6 (1) (c) of Regulation (EEC) No 232/75)	Fat content of the butter	Minimum selling price (in u.a./100 kg butter)	Processing security (in u.a./100 kg butter)
Formula A	82 % or more	88.00	167.00
	Less than 82 %	85.85	163.00
Formula B	82 % or more	130.00	125.00
	Less than 82 %	—	—

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 204, 28. 7. 1978, p. 6.

⁽³⁾ OJ No L 169, 18. 7. 1968, p. 1.

⁽⁴⁾ OJ No L 291, 28. 12. 1972, p. 15.

⁽⁵⁾ OJ No L 24, 31. 1. 1975, p. 45.

⁽⁶⁾ OJ No L 159, 17. 6. 1978, p. 26.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 August 1978.

For the Commission

Finn GUNDELACH

Vice-President
