

Official Journal

of the European Communities

ISSN 0378-6978

L 130

Volume 22

29 May 1979

English edition

Legislation

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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1029/79

of 24 May 1979

opening, allocating and providing for the administration of a Community tariff quota for certain eels falling within subheading ex 03.01 A II of the Common Customs Tariff (1 July 1979 to 30 June 1980)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Having regard to the draft Regulation submitted by the Commission,

Whereas eel fishing has been prohibited or has become impossible in certain Community production centres; whereas this has led to a drop in Community production of eels in general and particularly of fresh eels (live or dead), chilled or frozen, falling within subheading ex 03.01 A II of the Common Customs Tariff, intended for processing by curing or skinning enterprises or for use in the industrial manufacture of products falling within heading No 16.04; whereas the processing industries in the Community consequently depend to a large extent on imports for their supplies of eels; whereas, from 1 July 1979 to 30 June 1980, the application of the autonomous Common Customs Tariff duty should therefore be suspended totally on imports of the relevant products up to an appropriate quantitative limit; whereas the introduction of a Community measure of this nature is unlikely to harm Community production;

Whereas current demand not met by Community production, which must therefore be met by imports, can be estimated at 6 700 tonnes for the period 1 July 1979 to 30 June 1980; whereas a tariff quota for the relevant types of eel should therefore be opened for this period on the conditions set out above; whereas the fixing of the quota volume at this level does not, however, prevent its readjustment during the quota period;

Whereas it is in particular necessary to ensure to all importers in the Member States equal and uninter-

rupted access to the abovementioned quota and uninterrupted application of the rate laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, in the light of these principles, the Community nature of the quota can be respected by allocating the tariff quota among the Member States listed below; whereas statistics available for these products do not give a clear picture of the market situation for them; whereas, therefore, it is not possible to allocate the quota among the Member States on the basis of import trends for the relevant products over the last few years; whereas, however, according to the estimates put forward by the Member States, initial shares may be fixed at the quantities set out in Article 2;

Whereas, in order to take into account import trends for the products concerned, the quota amount should be divided into two instalments, the first instalment being allocated, and the second forming a reserve intended subsequently to cover the requirements of the Member States which have used up their initial shares; whereas, in order to ensure a certain degree of security for importers, the first instalment of the Community tariff quota should be fixed at a level which, under present circumstances, may be approximately 80 % of the quota amount;

Whereas the initial shares may be used up at different rates; whereas, in order to take this fact into account and to avoid any break in continuity, any Member State which has almost used up its total initial share should draw an additional share from the reserve; whereas this must be done by each Member State as and when each of its additional shares is almost entirely used up, and repeated as many times as the reserve allows; whereas the initial additional shares must be valid until the end of the quota period; whereas this method of administration requires close

cooperation between Member States and the Commission, which must be able to keep account of the extent to which the quota amount has been used up and to inform the Member States accordingly;

Whereas if, at a given date in the quota period, a considerable balance remains in one or other Member State it is essential, to prevent a part of the Community tariff quota from remaining unused in one Member State while it could be used in others, that that Member State should return a significant proportion thereof to the reserve;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any measure concerning the administration of the shares allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. During the period 1 July 1979 to 30 June 1980, a Community tariff quota of 6 700 tonnes shall be opened for fresh eels (live or dead), chilled or frozen, falling within subheading ex 03.01 A II of the Common Customs Tariff, intended for processing by curing or skinning enterprises or for use in the industrial manufacture of products falling within heading No 16.04 of the Common Customs Tariff.

Control of the use for this special purpose shall be carried out pursuant to the relevant Community provisions.

2. Within the limits of this tariff quota, the Common Customs Tariff duty shall be totally suspended.

Article 2

1. A first instalment of 5 392 tonnes of this Community tariff quota shall be allocated among the Member States. Member States' shares, which, subject to Article 5, shall be valid from 1 July 1979 to 30 June 1980, shall consist of the following amounts:

(in tonnes)

Benelux	1 760
Denmark	1 096
Germany	2 222
France	62
Ireland	5
Italy	27
United Kingdom	220

2. The second instalment of 1 308 tonnes shall constitute the reserve.

Article 3

1. If 90 % or more of a Member State's initial share as fixed in Article 2 (1), or of that share minus any portion returned to the reserve where Article 5 has been applied, has been used up, that Member State shall forthwith, by notifying the Commission, draw a second share, to the extent that the reserve so permits, equal to 15 % of its initial share, rounded up as necessary to the next whole number.

2. If, after its initial share has been exhausted, 90 % or more of the second share drawn by a Member State has been used up, that Member State shall forthwith, by notifying the Commission, draw a third share equal to 7.5 % of its initial share, rounded up as necessary to the next whole number, to the extent that the reserve so permits.

3. If, after its second share has been exhausted, 90 % or more of the third share drawn by a Member State has been used up, that Member State shall, in the manner provided in paragraph 2, draw a fourth share equal to the third.

This procedure shall apply until the reserve is used up.

4. By way of derogation from paragraphs 1, 2 and 3, Member States may draw lesser shares than those specified therein if there are grounds for believing that those specified may not be used in full. They shall inform the Commission of their reasons for applying this paragraph.

Article 4

Additional shares drawn pursuant to Article 3 shall be valid until 30 June 1980.

Article 5

Member States shall return to the reserve, not later than 1 May 1980, the unused portions of their initial shares which, on 15 April 1980, are in excess of 20 % of the initial amounts. They may return a greater portion if there are grounds for believing that such portion may not be used in full.

Member States shall notify the Commission, not later than 1 May 1980, of the total quantities of the products in question imported up to and including 15 April 1980 and charged against the Community quota, and of any portion of their initial shares returned to the reserve.

Article 6

The Commission shall keep an account of the shares opened by the Member States pursuant to Articles 2 and 3 and, as soon as it has been notified, shall inform each State of the extent to which the reserve has been used up.

It shall inform the Member States, not later than 5 May 1980, of the amount still in reserve after amounts have been returned thereto pursuant to Article 5.

It shall ensure that the drawing which exhausts the reserve does not exceed the balance available, and to this end shall notify the amount of that balance to the Member State making the last drawing.

Article 7

1. Member States shall take all appropriate measures to ensure that additional shares drawn pursuant to Article 3 are opened in such a way that imports may be charged without interruption against their aggregate shares of the Community quota.

2. Member States shall ensure that importers of the products in question established in their territory have free access to the shares allocated to them.

3. Member States shall charge imports of the products in question against their shares as and when the products are entered with the customs authorities for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged against that share in accordance with paragraph 3.

Article 8

At the Commission's request, Member States shall inform it of the imports actually charged against their shares.

Article 9

Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 10

This Regulation shall enter into force on 1 July 1979.

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

Done at Brussels, 24 May 1979.

For the Council

The President

J. FRANÇOIS-PONCET

COUNCIL REGULATION (EEC) No 1030/79**of 24 May 1979****amending Regulation (EEC) No 1883/78 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Fund, Guarantee Section**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 729/70 of 21 April 1970 on the financing of the common agricultural policy ⁽¹⁾, as last amended by Regulation (EEC) No 929/79 ⁽²⁾, and in particular Article 3 (2) thereof,

Having regard to the proposal from the Commission,

Whereas the Annex to Council Regulation (EEC) No 1883/78 of 2 August 1978 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Fund, Guarantee Section ⁽³⁾, lists the measures which comply with the concept of intervention intended to stabilize the agricultural markets within the meaning of Article 3 (1) of Regulation (EEC) No 729/70 ; whereas certain measures which comply with this concept have been adopted or amended since then ; whereas the Annex should therefore be amended,

HAS ADOPTED THIS REGULATION :

Sole Article

The Annex to Regulation (EEC) No 1883/78 is hereby amended as follows :

1. In Section I 'Cereals' item 5 shall read as follows :

'5. The production refunds and the premium for potato starch provided for in Article 11 of Regulation (EEC) No 2727/75.'

2. In Section II 'Rice', the following item shall be added :

'5. The subsidies for deliveries of Community rice to the French overseas department of Reunion provided for in Article 11a of Regulation (EEC) No 1418/76.'

3. In Section III 'Milk and milk products' :

(a) items 7 and 9 shall be replaced by the following :

'7. The private storage aid for Grana Padano, Parmigiano Reggiano and Provolone cheeses provided for in Article 8 (3) of Regulation (EEC) No 804/68.

9. The aid for skimmed milk and skimmed-milk powder used in animal feed provided for in Article 10 of Regulation (EEC) No 804/68' ;

(b) item 13 shall be deleted. Items 14 and 15 shall become 13 and 14.

⁽¹⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽²⁾ OJ No L 117, 12. 5. 1979, p. 4.

⁽³⁾ OJ No L 216, 5. 8. 1978, p. 1.

4. In Section IV 'Oils and fats' :

(a) item A shall read as follows :

'A. Olive oil

1. The production aid provided for in Article 5 (1) of Regulation No 136/66/EEC.
2. The aid towards consumption provided for in Article 11 (1) of Regulation No 136/66/EEC.
3. The buying-in and subsequent transactions carried out by an intervention agency pursuant to Article 12 (1) and (2) of Regulation No 136/66/EEC.
4. The measures provided for in Article 13 of Regulation No 136/66/EEC.
5. The production refunds in respect of olive oil used in preserves provided for in Article 20a of Regulation No 136/66/EEC.
6. The storage contracts provided for in Article 20d (2) of Regulation No 136/66/EEC' ;

(b) in 'C. Other oil seeds', the following item shall be added :

- '4. The aid for castor seeds provided for in Article 2 of Regulation (EEC) No 2874/77.'

5. In Section VI 'Beef and veal', items 3 and 4 shall read as follows :

- '3. The calving premiums provided for in Article 4 of Regulation (EEC) No 464/75 and Article 1 of Regulations (EEC) No 620/76, (EEC) No 871/77 and (EEC) No 997/78.
4. The premiums for the slaughter of certain adult bovine animals provided for in Article 1 of Regulations (EEC) No 870/77 and (EEC) No 996/78.'

6. In Section VIII 'Fruit and vegetables' :

(a) item 2 shall read as follows :

- '2. The buying-in provided for in Articles 19 and 19a of Regulation (EEC) No 1035/72, when the Community market is in a serious state.'

(b) the following item shall be added :

- '10. The production aid for certain products obtained from fruit and vegetables provided for in Article 3a of Regulation (EEC) No 516/77.'

7. In Section IX 'Wine', items 4 and 8 shall read as follows :

- '4. The distillation of wines provided for in Articles 6b, 6c (2), second indent, 6d, 7, 24a and 24b of Regulation (EEC) No 816/70.
8. The aid for products similar to the wine product exported under the name 'Cyprus sherry' provided for in Article 7 of Regulations (EEC) No 3016/77 and (EEC) No 533/78.'

8. In Section XII 'Other sectors and measures' :

(a) item E shall be replaced by the following :

'E. Fodder

1. The aid for the production of dehydrated fodder provided for in Article 3 of Regulation (EEC) No 1067/74.
2. The aid for the production of dried fodder provided for in Articles 3 and 5 of Regulation (EEC) No 1117/78.'

(b) item F shall be replaced by the following :

'F. Peas, beans and field beans

The production aid for use in animal feed provided for in Article 2 of Regulation (EEC) No 1119/78.'

9. In Section XIII 'Provisions common to several sectors', the following item shall be added :

'3. The amounts levied in accordance with Regulation (EEC) No 2219/77, as amended by Regulation (EEC) No 2794/77.'

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

Done at Brussels, 24 May 1979.

For the Council

The President

J. FRANÇOIS-PONCET

COUNCIL REGULATION (EEC) No 1031/79**of 24 May 1979****fixing the basic and buying-in prices for apples for the month of June 1979**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1035/72 of 18 May 1972 on the common organization
of the market in fruit and vegetables⁽¹⁾, as last
amended by Council Regulation (EEC) No 912/79⁽²⁾,
and in particular Articles 16 and 35 thereof,

Having regard to the proposal from the Commission,

Whereas under Article 16 of Regulation (EEC) No
1035/72, basic and buying-in prices were fixed for
apples other than cider apples for the marketing year
running from 1 August 1978 to 31 May 1979;

Whereas at present stocks of apples are similar to
those of the 1975/76 marketing year in the course of
which a basic price and a buying-in price were fixed
for the month of June by Regulation (EEC) No
1198/76⁽³⁾; whereas, consequently, considerable quan-
tities of apples are likely to be withdrawn from the
market before the end of May 1979; whereas, in order
to remedy this situation, a basic price and a buying-in
price should similarly be fixed for the month of June;

Whereas by Regulation (EEC) No 652/79⁽⁴⁾ the
Council fixed the coefficient for converting into ECU
amounts fixed in units of account,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the month of June 1979, the basic and
buying-in prices for apples other than cider apples,
expressed in ECU per 100 kg net, shall be as follows:

- basic price: 25.70,
- buying-in price: 13.03.

2. The prices specified in paragraph 1 relate to
apples of the Golden Delicious variety, Quality Class
I, size 70 mm or more, packaged.

Article 2

The prices quoted in Article 1 (1) shall not include
the cost of packaging.

Article 3

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

It shall apply with effect from 1 June 1979.

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

Done at Brussels, 24 May 1979.

For the Council

The President

J. FRANÇOIS-PONCET

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 116, 11. 5. 1979, p. 1.

⁽³⁾ OJ No L 133, 22. 5. 1976, p. 6.

⁽⁴⁾ OJ No L 84, 4. 4. 1979, p. 1.

COMMISSION REGULATION (EEC) No 1032/79**of 28 May 1979****fixing the import levies on cereals and on wheat or rye flour, groats and meal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 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 Regulation (EEC) No 2724/78⁽³⁾ and subsequent amending Regulations ;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁴⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU ;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 2724/78 to today's offer prices and quotations known to the Commission that the levies at present in force should be altered to the amounts set out in the Annex hereto,

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 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 29 May 1979.

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

Done at Brussels, 28 May 1979.

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 329, 24. 11. 1978, p. 1.

⁽⁴⁾ OJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 28 May 1979 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)

CCT heading No	Description	Levies
10.01 A	Common wheat, and meslin	96.07
10.01 B	Durum wheat	148.33 ⁽¹⁾ ⁽⁵⁾
10.02	Rye	100.18 ⁽⁶⁾
10.03	Barley	99.06
10.04	Oats	97.78
10.05 B	Maize, other than hybrid maize for sowing	87.73 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	88.68 ⁽⁴⁾
10.07 C	Grain sorghum	98.64 ⁽⁴⁾
10.07 D	Canary seed ; other cereals	0 ⁽⁵⁾
11.01 A	Wheat or meslin flour	149.10
11.01 B	Rye flour	154.84
11.02 A I a)	Durum wheat groats and meal	243.42
11.02 A I b)	Common wheat groats and meal	159.10

⁽¹⁾ Where durum wheat originating in Morocco is transported directly from that country to the Community, the levy is reduced by 0.60 ECU/tonne.

⁽²⁾ Where maize originating in the ACP or OCT is imported into the French overseas departments the levy is reduced by 7.25 ECU/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 1.81 ECU/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 0.60 ECU/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 1033/79**of 28 May 1979****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
2725/78 ⁽³⁾ and subsequent amending Regulations ;

Whereas Council Regulation (EEC) No 652/79 of 29
March 1979 ⁽⁴⁾ laid down the coefficient for
expressing amounts, fixed in units of account, in
ECU ;

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 to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

The premiums referred to in Article 15 of Regulation
(EEC) No 2727/75 to be added to the import levies
fixed in advance in respect of cereals and malt shall
be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 29 May
1979.

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

Done at Brussels, 28 May 1979.

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 329, 24. 11. 1978, p. 4.

⁽⁴⁾ OJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 28 May 1979 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

(ECU/tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8
10.01 A	Common wheat, and meslin	0	0	0	0
10.01 B	Durum wheat	0	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	0	0

B. Malt

(ECU/tonne)

CCT heading No	Description	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9
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 1034/79

of 28 May 1979

fixing 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 organization 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 organization of the market in rice⁽³⁾, as last amended by Regulation (EEC) No 1260/78⁽⁴⁾, and in particular Article 12 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on products processed from cereals and rice are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75 and Article 12 (1) (a) of Regulation (EEC) No 1418/76; whereas Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and rice⁽⁵⁾, as last amended by Regulation (EEC) No 2245/78⁽⁶⁾, provides that the incidence on the prime costs of these products of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable to these basic products for the first 25 days of the month preceding that of importation; whereas this average, adjusted on the basis of the threshold price valid for the basic products in question during the month of importation, is calculated on the basis of the quantities of basic products considered to have been used in the manufacture of the processed product or the competing product which serves as a reference for processed products not containing cereals;

Whereas Commission Regulation (EEC) No 1579/74 of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for these products and for compound feedingstuffs manu-

factured from cereals⁽⁷⁾, as last amended by Regulation (EEC) No 1740/78⁽⁸⁾, provides that the levy thus determined, increased by the fixed component, is valid in general for one month but is altered where the levy applicable to the basic product concerned differs by not less than 2.5 units of account per tonne from the average of the levies calculated as described above;

Whereas in accordance with Article 5 of Regulation (EEC) No 2744/75 and Article 2 of Regulation (EEC) No 1579/74, the levy on certain processed products must be reduced by an amount equal to the production refund granted in respect of basic products for processing; whereas Regulation (EEC) No 1921/75⁽⁹⁾, as amended by Regulation (EEC) No 2415/75⁽¹⁰⁾, laid down certain transitional measures in respect of starches;

Whereas the fixed component of the levy is specified in Regulation (EEC) No 2744/75; whereas, in accordance with Regulation (EEC) No 2742/75⁽¹¹⁾, as last amended by Regulation (EEC) No 1127/78⁽¹²⁾, the variable component of the levy on certain processed products must be reduced by the incidence of the production refund granted in respect of basic products intended for processing;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable component; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories⁽¹³⁾, as last amended by Regulation (EEC) No 1198/78⁽¹⁴⁾;

Whereas Article 4 (2) of Regulation (EEC) No 2744/75 provides that the levy to be charged on the products listed in the Annex to that Regulation under subheading 07.06 A is limited, with effect from the date of entry into force of the Geneva Protocol (1967)

(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 156, 14. 6. 1978, p. 11.

(5) OJ No L 281, 1. 11. 1975, p. 65.

(6) OJ No L 273, 29. 9. 1978, p. 1.

(7) OJ No L 168, 25. 6. 1974, p. 7.

(8) OJ No L 202, 26. 7. 1978, p. 8.

(9) OJ No L 195, 26. 7. 1975, p. 25.

(10) OJ No L 247, 23. 9. 1975, p. 22.

(11) OJ No L 281, 1. 11. 1975, p. 57.

(12) OJ No L 142, 30. 5. 1978, p. 24.

(13) OJ No L 85, 31. 3. 1976, p. 2.

(14) OJ No L 147, 3. 6. 1978, p. 1.

annexed to the General Agreement on tariffs and trade, to the amount resulting from application of the rate of duty bound within GATT;

Whereas, if the levy system is to operate normally, levies 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 indent;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽¹⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the products listed in Article 1 (d) of Regulation (EEC) No 2727/75 and in Article 1 (1) (c) of Regulation (EEC) No 1418/76 and subject to Regulation (EEC) No 2744/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 June 1979.

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

Done at Brussels, 28 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 84, 4. 4. 1979, p. 1.

ANNEX

to the Commission Regulation of 28 May 1979 fixing the import levies on products
processed from cereals and rice

(ECU/tonne)

CCT heading No	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
07.06 A	18.67 ⁽¹⁾	16.86 ⁽¹⁾⁽⁵⁾
11.01 C ⁽²⁾	192.74	186.70
11.01 D ⁽²⁾	191.71	185.67
11.01 E I ⁽²⁾	171.30	165.26
11.01 E II ⁽²⁾	96.67	93.65
11.01 F ⁽²⁾	73.29	70.27
11.01 G ⁽²⁾	107.91	104.89
11.02 A II ⁽²⁾	195.80	189.76
11.02 A III ⁽²⁾	192.74	186.70
11.02 A IV ⁽²⁾	191.71	185.67
11.02 A V a) 1 ⁽²⁾	134.31	128.27
11.02 A V a) 2 ⁽²⁾	171.30	165.26
11.02 A V b) ⁽²⁾	96.67	93.65
11.02 A VI ⁽²⁾	73.29	70.27
11.02 A VII ⁽²⁾	107.91	104.89
11.02 B I a) 1 ⁽²⁾	168.97	165.95
11.02 B I a) 2 aa)	108.23	105.21
11.02 B I a) 2 bb) ⁽²⁾	188.69	185.67
11.02 B I b) 1 ⁽²⁾	168.97	165.95
11.02 B I b) 2 ⁽²⁾	188.69	185.67
11.02 B II a) ⁽²⁾	138.59	135.57
11.02 B II b) ⁽²⁾	143.23	140.21
11.02 B II c) ⁽²⁾	149.92	146.90
11.02 B II d) ⁽²⁾	167.55	164.53
11.02 C I ⁽²⁾	166.11	163.09
11.02 C II ⁽²⁾	171.69	168.67
11.02 C III ⁽²⁾	265.34	259.30
11.02 C IV ⁽²⁾	168.06	165.04
11.02 C V ⁽²⁾	149.92	146.90
11.02 C VI ⁽²⁾	167.55	164.53
11.02 D I ⁽²⁾	106.99	103.97
11.02 D II ⁽²⁾	110.55	107.53
11.02 D III ⁽²⁾	108.81	105.79
11.02 D IV ⁽²⁾	108.23	105.21
11.02 D V ⁽²⁾	96.67	93.65
11.02 D VI ⁽²⁾	107.91	104.89
11.02 E I a) 1 ⁽²⁾	108.81	105.79
11.02 E I a) 2 ⁽²⁾	108.23	105.21
11.02 E I b) 1 ⁽²⁾	213.48	207.44
11.02 E I b) 2 ⁽²⁾	212.34	206.30
11.02 E II a) ⁽²⁾	189.51	183.47
11.02 E II b) ⁽²⁾	195.80	189.76
11.02 E II c) ⁽²⁾	171.30	165.26
11.02 E II d) 1 ⁽²⁾	125.36	119.32
11.02 E II d) 2 ⁽²⁾	191.13	185.09
11.02 F I ⁽²⁾	189.51	183.47
11.02 F II ⁽²⁾	195.80	189.76

CCT heading No	(ECU/tonne)	
	Imports	
	Third countries (other than ACP or OCT)	ACP or OCT
11.02 F III ⁽²⁾	192.74	186.70
11.02 F IV ⁽²⁾	191.71	185.67
11.02 F V ⁽²⁾	171.30	165.26
11.02 F VI ⁽²⁾	73.29	70.27
11.02 F VII ⁽²⁾	107.91	104.89
11.02 G I	82.49	76.45
11.02 G II	74.90	68.86
11.04 C I	21.69	15.04 ⁽⁵⁾
11.04 C II a)	135.28	111.10 ⁽⁵⁾
11.04 C II b)	168.36	144.18 ⁽⁵⁾
11.07 A I a)	192.32	181.44
11.07 A I b)	146.45	135.57
11.07 A II a)	195.50	184.62
11.07 A II b)	148.83 ⁽⁴⁾	137.95
11.07 B	171.65	160.77
11.08 A I	135.28 ⁽⁴⁾	114.73
11.08 A II	93.20	62.37
11.08 A III	180.18	159.63
11.08 A IV	135.28	114.73
11.08 A V	135.28	57.36 ⁽⁵⁾
11.09	471.58	290.24
17.02 B II a) ⁽³⁾	246.37	149.65
17.02 B II b) ⁽³⁾	181.22	114.73
21.07 F II	181.22	114.73
23.02 A I a)	29.74	29.74
23.02 A I b)	95.19	95.19
23.02 A II a)	23.79	23.79
23.02 A II b)	95.19	95.19
23.03 A I	323.86	142.52

⁽¹⁾ This levy is limited to 6 % of the value for customs purposes.

⁽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 polarimetric 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.

⁽³⁾ Pursuant to Regulation (EEC) No 2730/75 the product falling within subheading 17.02 B I is subject to the same levy as products falling within subheading 17.02 B II.

⁽⁴⁾ In accordance with Regulation (EEC) No 1180/77 this levy is reduced by 0.45 u.a./100 kg for products originating in Turkey.

⁽⁵⁾ In accordance with Regulation (EEC) No 706/76 the levy shall not be charged on the following products originating in the countries and territories:

- arrowroot falling within subheading ex 07.06 A,
- flours and meal of arrowroot falling within subheadings ex 11.04 C I, ex 11.04 C II a) e b),
- arrowroot starch falling within subheading ex 11.08 A V.

COMMISSION REGULATION (EEC) No 1035/79

of 28 May 1979

fixing the import levies on compound feedingstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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

Having regard to the opinion of the Monetary Committee,

Whereas the rules to be applied in calculating the variable component of the import levy on compound feedingstuffs are laid down in Article 14 (1) (A) of Regulation (EEC) No 2727/75; whereas Article 4 of Council Regulation (EEC) No 2743/75 of 29 October 1975 on the system to be applied to cereal-based compound feedingstuffs⁽³⁾, as amended by Regulation (EEC) No 2560/77⁽⁴⁾, provides that the incidence on the prime costs of these feedingstuffs of the levies applicable to their basic products should be calculated on the basis of the average of the levies applicable during the first 25 days of the month preceding that month of importation to the quantities of basic products considered to have been used in the manufacture of such compound feedingstuffs, this average being adjusted on the basis of the threshold price for the basic products in question ruling during the month of importation;

Whereas the levy thus determined, increased by the fixed component, is valid for one month; whereas the amount of the fixed component of the levy is laid down in Article 6 of Regulation (EEC) No 2743/75;

Whereas, in order that account may be taken of the interests of the African, Caribbean and Pacific States and of the overseas countries and territories, the levy relating to them in respect of certain products processed from cereals must be reduced by the amount of the fixed component and, in respect of some of these products, by part of the variable compo-

nent; whereas this reduction must be made in accordance with Article 12 of Council Regulation (EEC) No 706/76 of 30 March 1976 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'⁽⁵⁾; as last amended by Regulation (EEC) No 1198/78⁽⁶⁾;

Whereas, if the levy system is to operate normally, levies 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 indent;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁷⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

Whereas, in accordance with Article 18 (1) of Regulation (EEC) No 2727/75, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies to be charged on the compound feedingstuffs covered by Regulation (EEC) No 2727/75 and subject to Regulation (EEC) No 2743/75 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 June 1979.

(1) OJ No L 281, 1. 11. 1975, p. 1.

(2) OJ No L 156, 14. 6. 1978, p. 1.

(3) OJ No L 281, 1. 11. 1975, p. 60.

(4) OJ No L 303, 28. 11. 1977, p. 1.

(5) OJ No L 85, 31. 3. 1976, p. 2.

(6) OJ No L 147, 3. 6. 1978, p. 1.

(7) OJ No L 84, 4. 4. 1979, p. 1.

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

Done at Brussels, 28 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 28 May 1979 fixing the import levies on compound feedingstuffs

(ECU/tonne)

CCT heading No	Nomenclature in simplified wording	Levies	
		Third countries (other than ACP and OCT)	ACP and OCT
	Preparations of a kind used in animal feeding, covered by Regulation (EEC) No 968/68, containing starch, glucose or glucose syrup falling within subheadings 17.02 B and 21.07 F II, or milk products (falling within heading Nos 04.01, 04.02, 04.03 and 04.04, and subheadings 17.02 A and 21.07 F I) containing starch, glucose or glucose syrup :		
	Containing no starch or containing 10 % or less by weight of starch :		
23.07 B I a) 1	— Containing no milk products or containing less than 10 % by weight of such products	25.57	14.69
23.07 B I a) 2	— Containing 10 % or more but less than 50 % by weight of milk products	560.44	549.56
	Containing more than 10 % but not more than 30 % by weight of starch :		
23.07 B I b) 1	— Containing no milk products or containing less than 10 % by weight of such products	56.79	45.91
23.07 B I b) 2	— Containing 10 % or more but less than 50 % by weight of milk products	591.66	580.78
	Containing more than 30 % by weight of starch :		
23.07 B I c) 1	— Containing no milk products or containing less than 10 % by weight of such products	102.69	91.81
23.07 B I c) 2	— Containing 10 % or more but less than 50 % by weight of milk products	637.56	626.68

COMMISSION REGULATION (EEC) No 1036/79
of 28 May 1979

amending Regulation (EEC) No 557/79 laying down detailed rules for the application of the system of consumption aid for olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by Regulation (EEC) No 590/79⁽²⁾, and in particular Article 11 (5) thereof,

Whereas, in order to ensure that the system of consumption aid is uniformly applied, the quantity corresponding to one litre of olive oil should be defined;

Whereas, by virtue of Article 13 (1) of Commission Regulation (EEC) No 557/79⁽³⁾, no olive oil may be placed in free circulation, except for oils falling within subheading 15.07 A I a) or 15.07 A II, put up in immediate containers of a net content not exceeding five litres, unless a security has been lodged;

Whereas there is a risk that substantial quantities of olive oil falling within the said subheadings, put up in small containers, may be imported into the Community, and give rise to fraudulent dealings; whereas, in order to obviate any difficulties, all operators trading in olive oil in small containers should be subject to possible checks by the Member State concerned; whereas, for the same reason, appropriate provisions should be made to cover the decantation of olive oil put up in small containers;

Whereas an error has been found in the Italian text of Article 11 of Regulation (EEC) No 557/79 which should be corrected;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 557/79 is hereby amended as follows:

1. The following Article 10a is hereby inserted:

'Article 10a

For the purposes of this Regulation, one litre of olive oil shall correspond to 0.916 kg of that product.'

2. The Italian text of Article 11 (2) is hereby replaced by the following text:

'2. La cauzione è costituita sotto forma di garanzia fornita da un istituto che risponde ai requisiti fissati dallo Stato membro in cui è inoltrata la domanda di aiuto.'

3. Article 12 (1) is hereby replaced by the following:

'Article 12

1. For the purposes of the checks referred to in Article 7 of Regulation (EEC) No 3089/78, the Member States shall systematically inspect the stock records of approved packaging plants.

If any doubt arises as to the accuracy of the information given in the application for aid, the applicant's accounts may be checked and, where appropriate, additional checks may be carried out among the persons supplying oil to the packaging plant and among those to whom the packaged oil has been supplied.

Moreover, all operators purchasing or selling olive oil put up in immediate containers of a net content not exceeding five litres, with the exception of retailers and direct consumers, shall be subject to possible checks by the Member State.

Decantation of the olive oil referred to above may be carried out only after the operator in question has duly informed the authority designated by the Member State concerned.

The Member States concerned shall assist one another in carrying out the checks provided for in this Article.'

Article 2

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

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

⁽²⁾ OJ No L 78, 30. 3. 1979, p. 1.

⁽³⁾ OJ No L 73, 24. 3. 1979, p. 13.

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

Done at Brussels, 28 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION REGULATION (EEC) No 1037/79

of 28 May 1979

amending Regulations (EEC) No 205/73, (EEC) No 2041/75 and (EEC) No 3136/78
on olive oil

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation No 136/66/EEC
of 22 September 1966 on the establishment of a
common organization of the market in oils and
fats⁽¹⁾, as last amended by Regulation (EEC) No
590/79⁽²⁾, and in particular Articles 16 (6) and 19 (3)
thereof,

Having regard to Council Regulation (EEC) No
2749/78 of 23 November 1978 on trade in oils and
fats between the Community and Greece⁽³⁾, and in
particular Articles 5 (6) and 9 thereof,

Whereas, in order to improve the management of the
market in olive oil, the Commission should be able to
follow closely the pattern of imports of the various
presentations of that product; whereas, to this end, it
should be provided that import licences specify also
the manner in which the oil to be imported is put up
and that the Member States keep the Commission
informed at regular intervals as regards the presenta-
tions of imported oils;

Whereas Commission Regulation (EEC) No
205/73⁽⁴⁾, as last amended by Regulation (EEC) No
3136/78⁽⁵⁾, Commission Regulation (EEC) No
2041/75⁽⁶⁾, as last amended by Regulation (EEC) No
3020/75⁽⁷⁾, and Commission Regulation (EEC) No
3136/78 should be amended accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

The following Article 2a is hereby inserted in Regula-
tion (EEC) No 2041/75:

Article 2a

Section 12 of the import licence application for
the products referred to in Article 1 (2) (c) of Regu-

lation No 136/66/EEC and the licence itself shall
contain one of the following phrases:

- Importation in bulk or in immediate
containers of more than five litres;
- Indførsel uemballeret eller i indre emballager
på over 5 liter;
- Einfuhr lose oder in unmittelbaren Umschlie-
ßungen von mehr als 5 Liter;
- Importation en vrac ou en emballages
immédiats supérieurs à 5 litres;
- Importazione alla rinfusa o in imballaggi
immediati superiori a 5 litri;
- Invoer onverpakt of in onmiddellijke verpak-
kingen van meer dan 5 liter;

or

- Importation in immediate containers of five
litres or less;
- Indførsel i indre emballager på højst 5 liter;
- Einfuhr in unmittelbaren Umschließungen
von höchstens 5 Liter;
- Importation en emballages immédiats
inférieurs ou égaux à 5 litres;
- Importazione in imballaggi immediati inferiori
o uguali a 5 litri;
- Invoer in onmiddellijke verpakkingen van ten
hoogste 5 liter;

Licences shall be valid only for products put up in
this way.

Article 2

Article 1 (4) of Regulation (EEC) No 3136/78 is
hereby replaced by the following:

'4. The Member States shall communicate to
the Commission by telex, on the first working day
following the final date for the submission of appli-
cations, the number of applications as referred to
in paragraph 1, broken down by origin and, in
respect of each such application, all the informa-
tion required under paragraph 3 of this Article and
under Article 2a of Regulation (EEC) No 2041/75.'

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

⁽²⁾ OJ No L 78, 30. 3. 1979, p. 1.

⁽³⁾ OJ No L 331, 28. 11. 1978, p. 1.

⁽⁴⁾ OJ No L 23, 29. 1. 1973, p. 15.

⁽⁵⁾ OJ No L 370, 28. 12. 1978, p. 72.

⁽⁶⁾ OJ No L 213, 11. 8. 1975, p. 1.

⁽⁷⁾ OJ No L 299, 19. 11. 1975, p. 11.

Article 3

In Article 6a of Regulation (EEC) No 205/73, the words 'broken down by quality' are hereby replaced by the words 'broken down by quality and presentation.'

Article 4

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, 28 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 4 May 1979

authorizing Ireland not to apply Community treatment to woven table linen, toilet and kitchen linen, other than of cotton terry fabric, falling within subheading ex 62.02 B of the Common Customs Tariff (NIMEXE codes 62.02-41, 43, 47, 65, 73, 77) (category 39), originating in India and in free circulation in the other Member States

(Only the English text is authentic)

(79/498/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 26 April 1979 by the Irish Government to the Commission of the European Communities, for authorization not to apply Community treatment to woven table linen, toilet and kitchen linen, other than of cotton terry fabric, falling within subheading ex 62.02 B of the Common Customs Tariff (NIMEXE codes 62.02-41, 43, 47, 65, 73, 77) (category 39), originating in India and in free circulation in the other Member States,

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

Whereas under that Agreement India has undertaken to take all necessary steps to limit its exports of the products in question to the Community up to the amount of 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 there are therefore disparities existing between the import conditions in the various Member States; whereas uniformity can only be achieved progressively;

Whereas it appears from the application submitted that 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 proposed, 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 laid down in Commission Decision 71/202/EEC of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

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

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

HAS ADOPTED THIS DECISION :

Article 1

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in India and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 23 April 1979 :

CCT heading No	Description
ex 62.02 C (NIMEXE codes 62.02-41, 43, 47, 65, 73, 77) (category 39)	Woven table linen, toilet and kitchen linen, other than of cotton terry fabric

Article 2

This Decision shall apply until 30 September 1979.

Article 3

This Decision is addressed to Ireland.

Done at Brussels, 4 May 1979.

For the Commission

Wilhelm HAFERKAMP

Vice-President

COMMISSION DECISION

of 7 May 1979

authorizing Ireland not to apply Community treatment to track suits of knitted or crocheted fabric, not elastic or rubberized, of wool, cotton or man-made textile fibres, falling within subheading ex 60.05 A II of the Common Customs Tariff (NIMEXE codes 60.05-16, 17, 19) (category 73), originating in South Korea and in free circulation in the other Member States

(Only the English text is authentic)

(79/499/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 1 May 1979 by the Irish Government to the Commission of the European Communities for authorization not to apply Community treatment to track suits of knitted or crocheted fabric, not elastic or rubberized, of wool, cotton or man-made textile fibres, falling within subheading ex 60.05 A II of the Common Customs Tariff (NIMEXE codes 60.05-16, 17, 19) (category 73), 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 up to the amount of 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 there are therefore disparities existing between the import conditions in the various Member States; whereas uniformity can only be achieved progressively;

Whereas it appears from the application submitted that 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 made or proposed, would be likely to aggravate these difficulties;

Whereas it is not possible to set 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 laid down in Commission Decision 71/202/EEC of 12 May 1971 ⁽¹⁾, and in particular Article 1 thereof;

Whereas, however, the application 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

Ireland is authorized not to apply Community treatment to the products indicated below, where they originate in South Korea and are in free circulation in the other Member States, and in respect of which applications for import licences were lodged after 26 April 1979:

CCT heading No	Description
ex 60.05 A II (NIMEXE codes 60.05-16, 17, 19) (category 73)	Track suits of knitted or crocheted fabric, not elastic or rubberized, of wool, cotton or man-made textile fibres

⁽¹⁾ OJ No L 121, 3. 6. 1971, p. 26.

Article 2

Done at Brussels, 7 May 1979.

This Decision shall apply until 30 September 1979.

For the Commission

Article 3

Wilhelm HAFERKAMP

This Decision is addressed to Ireland.

Vice-President

COMMISSION DECISION

of 11 May 1979

fixing the minimum selling prices for butter for the fifth individual invitation to tender under the standing invitation to tender provided for by Regulation (EEC) No 262/79

(79/500/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 (1) 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 262/79 of 12 February 1979 on the sale of butter at reduced prices for use in the manufacture of pastry products, ice-cream and other foodstuffs⁽⁵⁾, as amended by Regulation (EEC) No 545/79⁽⁶⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of butter held by them;

Whereas Article 16 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 fifth individual invitation to tender, the minimum selling prices should be fixed at the level specified below and the processing securities determined accordingly;

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979⁽⁷⁾ laid down the coefficient for expressing amounts, fixed in units of account, in ECU;

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 fifth individual invitation to tender under Regulation (EEC) No 262/79, in respect of which the time limit for the submission of tenders was 8 May 1979, the minimum selling prices and the processing securities shall be as follows:

Use to which the butter is to be put (Article 4 (1), (2) and (3) of Regulation (EEC) No 262/79)	Fat content of the butter	Minimum selling price (in ECU per 100 kg butter)	Processing security (in ECU per 100 kg butter)
Formula A and/or C	82 % or more	106.00	202.00
	Less than 82 %	103.40	197.07
Formula B	82 % or more	157.00	151.00
	Less than 82 %	153.16	147.31

⁽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 41, 16. 2. 1979, p. 1.

⁽⁶⁾ OJ No L 72, 23. 3. 1979, p. 16.

⁽⁷⁾ OJ No L 84, 4. 4. 1979, p. 1.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 11 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

COMMISSION DECISION

of 14 May 1979

allowing admission free of Common Customs Tariff duties of the scientific apparatus described as 'Exotech-Erts ground truth radiometer, model 100A'

(79/501/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1798/75 of 10 July 1975 on the importation free of Common Customs Tariff duties of educational, scientific and cultural materials ⁽¹⁾,

Having regard to Commission Regulation (EEC) No 3195/75 of 2 December 1975 laying down provisions for the implementation of Regulation (EEC) No 1798/75 ⁽²⁾, and in particular Articles 4 and 5 thereof,

Whereas, by letter dated 7 November 1978, the Belgian Government requested the Commission to invoke the procedure laid down in Articles 4 and 5 of Regulation (EEC) No 3195/75 in order to determine whether or not the apparatus described as 'Exotech-Erts ground truth radiometer, model 100A', intended for use in research into ecological phenomena by means of remote sensing and, in particular, for the identification and delineation of plant life on the cover of the earth's surface, should be considered to be a scientific apparatus and, where the reply is in the affirmative, whether apparatus of equivalent scientific value is currently manufactured in the Community;

Whereas, in accordance with the provisions of Article 4 (5) of Regulation (EEC) No 3195/75, a group of experts composed of representatives of all the Member States met 7 March 1979 within the Committee on Duty-free Arrangements to examine this particular case;

Whereas this examination shows that the apparatus in question is a radiometer; whereas its specific objective

technical characteristics such as emission and reception, as well as the use made of it make it an apparatus specially suited to pure scientific research; whereas therefore it must be considered to be a scientific apparatus;

Whereas, on the basis of information received from Member States, apparatus of equivalent scientific value capable of use for the same purpose is not currently manufactured in the Community; whereas, therefore, duty-free admission of this apparatus is justified,

HAS ADOPTED THIS DECISION:

Article 1

1. The apparatus described as 'Exotech-Erts ground truth radiometer, model 100A' must be considered to be a scientific apparatus.
2. The conditions referred to in Article 3 (1) (b) of Council Regulation (EEC) No 1798/75 of 10 July 1975 for admission free of Common Customs Tariff duties of the apparatus described in paragraph 1 are fulfilled.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 14 May 1979.

For the Commission

Étienne DAVIGNON

Member of the Commission

⁽¹⁾ OJ No L 184, 15. 7. 1975, p. 1.

⁽²⁾ OJ No L 316, 6. 12. 1975, p. 17.

COMMISSION DECISION

of 14 May 1979

on the reimbursement by the Guidance Section of the EAGGF to the Kingdom of Belgium of expenditure incurred during 1977 on annuities relating to measures to encourage the cessation of farming and the reallocation of utilized agricultural area for the purpose of structural improvement

(Only the Dutch and French texts are authentic)

(79/502/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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 ⁽¹⁾, as last amended by Directive 73/358/EEC ⁽²⁾, and in particular Article 12 (2) thereof,

Whereas the measures taken by the Kingdom of Belgium to implement Directive 72/160/EEC were the subject of a favourable Commission Decision pursuant to Article 9 of the said Directive;

Whereas the Kingdom of Belgium has made an application for reimbursement of expenditure incurred on annuities granted during 1977 to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement;

Whereas the application is complete and has been submitted in due form and in accordance with the provisions of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC ⁽³⁾, and also with the payments on account which can be agreed;

Whereas an examination of the information provided shows that eligible expenditure of Bfrs 1 162 092 has been incurred under the conditions laid down in Directive 72/160/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof, i.e. Bfrs 290 523;

Whereas a payment on account of Bfrs 217 892 has been granted in application of Article 12 (3) of Directive 72/160/EEC and of Article 4 (1) of Decision 74/581/EEC; whereas a balance of Bfrs 72 631 should therefore be granted to the Member State;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Kingdom of Belgium during 1977 in respect of annuities to encourage the cessation of farming and the reallocation of utilized agricultural area for the purposes of structural improvement shall be Bfrs 290 523.

The balance of the contribution i.e. Bfrs 72 631 shall be paid to the Kingdom of Belgium.

Article 2

This Decision is addressed to the Kingdom of Belgium.

Done at Brussels, 14 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 9.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION**of 14 May 1979**

on the reimbursement by the Guidance Section of the EAGGF to the French Republic of expenditure incurred during 1977 on aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture

(Only the French text is authentic)

(79/503/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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⁽¹⁾, as last amended by Directive 73/358/EEC⁽²⁾, and in particular Article 14 (2) thereof,

Whereas the measures taken by the French Republic to implement Directive 72/161/EEC were the subject of a favourable Commission Decision pursuant to Article 11 of the said Directive;

Whereas the French Republic has made an application for reimbursement of expenditure incurred on aids granted during 1977 for the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture; whereas the application is complete and has been submitted in due form and in accordance with the requirements of Commission Decision 74/581/EEC of 16 October 1974 concerning applications for reimbursement in respect of aid granted by the Member States pursuant to Directives 72/159/EEC, 72/160/EEC and 72/161/EEC⁽³⁾, and also with the payments on account which can be agreed;

Whereas an examination of the information provided shows that eligible expenditure of FF 56 085 484 broken down as follows:

under Title I: —

under Title II: FF 56 085 484

has been incurred under the conditions laid down in Directive 72/161/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof, i.e. FF 14 021 371;

Whereas a payment on account of FF 10 516 029 has been granted in application of Article 14 (3) of Directive 72/161/EEC and of Article 4 (1) of Decision 74/581/EEC; whereas a balance of FF 3 505 342 should therefore be granted to the Member State;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the French Republic during 1977 in respect of aids relating to the provision of socio-economic guidance for and the acquisition of occupational skills by persons engaged in agriculture shall be FF 14 021 371.

The balance of the contribution i.e. FF 3 505 342 shall be paid to the French Republic.

Article 2

This Decision is addressed to the French Republic.

Done at Brussels, 14 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 96, 23. 4. 1972, p. 15.

⁽²⁾ OJ No L 326, 27. 11. 1973, p. 17.

⁽³⁾ OJ No L 320, 29. 11. 1974, p. 1.

COMMISSION DECISION**of 14 May 1979****on the reimbursement by the Guidance Section of the EAGGF to the Grand Duchy of Luxembourg of expenditure incurred during 1976 on aids for the less-favoured farming areas****(Only the French text is authentic)****(79/504/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⁾, as last amended by Directive 76/400/EEC⁽²⁾, and in particular Article 13 thereof,

Having regard to Council Directive 72/159/EEC of 17 April 1972 on the modernization of farms⁽³⁾, as last amended by Directive 76/837/EEC⁽⁴⁾, and in particular Article 21 (2) thereof,

Whereas the measures taken by the Grand Duchy of Luxembourg to implement Directive 75/268/EEC were the subject of a favourable Commission Decision pursuant to Article 13 of the said Directive and to Article 18 of Directive 72/159/EEC;

Whereas the Grand Duchy of Luxembourg has made an application for reimbursement of expenditure incurred during 1976 on aids for the less-favoured farming areas; whereas this application is complete and has been submitted in due form in accordance with the requirements of Commission Decision 76/627/EEC of 25 June 1976 concerning applications for reimbursement in respect of aid granted by Member States pursuant to Directive 75/268/EEC⁽⁵⁾;

Whereas an examination of the information provided shows that eligible expenditure of Lfrs 97 856 443 broken down as follows:

under Title II: Lfrs 97 856 443

under Title IV: —

has been incurred under the conditions laid down in Directive 75/268/EEC; whereas the Guidance Section of the European Agricultural Guidance and Guarantee Fund should therefore reimburse 25 % thereof, i.e. Lfrs 24 464 111;

Whereas a payment on account of Lfrs 18 636 374 has been granted in application of Article 13 of Directive 75/268/EEC and of Article 5 (1) of Decision 76/627/EEC; whereas a balance of Lfrs 5 827 737 should therefore be paid to the Member State;

Whereas Decision 76/627/EEC lays down in Article 2 that applications for reimbursement concerning Title III of Directive 75/268/EEC shall be submitted along with applications for reimbursement of expenditure on Directive 72/159/EEC;

Whereas the EAGGF Committee has been consulted on the financial aspects and in particular as to the funds available,

HAS ADOPTED THIS DECISION:

Article 1

The final contribution by the Guidance Section of the European Agricultural Guidance and Guarantee Fund towards the expenditure incurred by the Grand Duchy of Luxembourg during 1976 on aids for the less-favoured farming areas shall be Lfrs 24 464 111.

The balance of the contribution i.e. Lfrs 5 827 737 shall be paid to the Grand Duchy of Luxembourg.

Article 2

This Decision is addressed to the Grand Duchy of Luxembourg.

Done at Brussels, 14 May 1979.

For the Commission

Finn GUNDELACH

Vice-President

⁽¹⁾ OJ No L 128, 19. 5. 1975, p. 1.

⁽²⁾ OJ No L 108, 26. 4. 1976, p. 21.

⁽³⁾ OJ No L 96, 23. 4. 1972, p. 1.

⁽⁴⁾ OJ No L 302, 4. 11. 1976, p. 19.

⁽⁵⁾ OJ No L 222, 14. 8. 1976, p. 37.

CORRIGENDA

Corrigendum to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of harmful organisms of plants or plant products

(Official Journal of the European Communities No L 26 of 31 January 1977)

Cover page and page 20, title,

for: 'Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of harmful organisms of plants or plant products'

read: 'Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of organisms harmful to plants or plant products.'
