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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1221/85

of 10 May 1985

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 1018/84⁽²⁾, and in particular Article 13 (5) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the import levies on cereals, wheat and rye flour, and wheat groats and meal were fixed by Regulation (EEC) No 3131/84⁽⁵⁾ and subsequent amending Regulations;

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 central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71⁽⁶⁾, as last amended by Regulation (EEC) No 855/84⁽⁷⁾,

- 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, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 9 May 1985;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 3131/84 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 11 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 293, 10. 11. 1984, p. 1.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 10 May 1985 fixing the import levies on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)		
CCT heading No	Description	Levies
10.01 B I	Common wheat, and meslin	89,43
10.01 B II	Durum wheat	135,90 ⁽¹⁾ ⁽²⁾
10.02	Rye	88,85 ⁽⁶⁾
10.03	Barley	87,90
10.04	Oats	75,30
10.05 B	Maize, other than hybrid maize for sowing	78,49 ⁽²⁾ ⁽³⁾
10.07 A	Buckwheat	0
10.07 B	Millet	53,25 ⁽⁴⁾
10.07 C	Grain sorghum	96,97 ⁽⁴⁾
10.07 D I	Triticale	⁽⁷⁾
10.07 D II	Canary seed ; other cereals	0 ⁽²⁾
11.01 A	Wheat or meslin flour	140,74
11.01 B	Rye flour	139,93
11.02 A I a)	Durum wheat groats and meal	224,48
11.02 A I b)	Common wheat groats and meal	149,20

⁽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⁾ In accordance with Regulation (EEC) No 486/85 the levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the 'overseas countries and territories'.

⁽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.

⁽⁷⁾ The levy applicable to rye shall be charged on imports of the product falling within subheading 10.07 D I (triticale).

COMMISSION REGULATION (EEC) No 1222/85

of 10 May 1985

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 organization of the market in cereals⁽¹⁾, as last amended by Regulation (EEC) No 1018/84⁽²⁾, and in particular Article 15 (6) thereof,

Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the premiums to be added to the levies on cereals and malt were fixed by Regulation (EEC) No 2222/84⁽⁵⁾ and subsequent amending Regulations;

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 central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC)

No 974/71⁽⁶⁾, as last amended by Regulation (EEC) No 855/84⁽⁷⁾,

- 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, and the aforesaid coefficient;

Whereas these exchange rates being those recorded on 9 May 1985;

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 11 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁵⁾ OJ No L 205, 1. 8. 1984, p. 4.

⁽⁶⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁷⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 10 May 1985 fixing the premiums to be added to the import levies on cereals, flour and malt

A. Cereals and flour

CCT heading No	Description	(ECU/tonne)			
		Current 5	1st period 6	2nd period 7	3rd period 8
10.01 B I	Common wheat, and meslin	0	0,71	0,71	6,07
10.01 B II	Durum wheat	0	1,37	1,37	1,37
10.02	Rye	0	1,36	1,36	1,36
10.03	Barley	0	3,77	3,77	3,77
10.04	Oats	0	0	0	0
10.05 B	Maize, other than hybrid maize for sowing	0	0,36	0,36	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	0,99	0,99	8,50

B. Malt

CCT heading No	Description	(ECU/tonne)				
		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	1,26	1,26	10,80	10,80
11.07 A I (b)	Unroasted malt, obtained from wheat, other than in the form of flour	0	0,94	0,94	8,07	8,07
11.07 A II (a)	Unroasted malt, other than that obtained from wheat, in the form of flour	0	6,71	6,71	6,71	6,71
11.07 A II (b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	0	5,01	5,01	5,01	5,01
11.07 B	Roasted malt	0	5,84	5,84	5,84	5,84

COMMISSION REGULATION (EEC) No 1223/85

of 10 May 1985

on the supply of common wheat flour to non-governmental organizations (NGO) as food aid

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 1018/84⁽²⁾,

Having regard to Council Regulation (EEC) No 2750/75 of 29 October 1975 fixing criteria for the mobilization of cereals intended as food aid⁽³⁾, as amended by Regulation (EEC) No 3331/82⁽⁴⁾, and in particular Article 6 thereof,

Having regard to Council Regulation (EEC) No 1278/84 of 7 May 1984 laying down the implementing rules for 1984 for Regulation (EEC) No 3331/82 concerning food-aid policy and food-aid management⁽⁵⁾,

Having regard to Council Regulation No 129 of 23 October 1962 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽⁶⁾, as last amended by Regulation (EEC) No 2543/73⁽⁷⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas on 3 April 1985 the Commission of the European Communities decided to grant, under

Community measures, various quantities of cereals to certain non-member countries and beneficiary organizations;

Whereas it is necessary to provide for the carrying out of this measure in accordance with the rules laid down by Commission Regulation (EEC) No 1974/80 of 22 July 1980 laying down general implementing rules in respect of certain food-aid operations involving cereals and rice⁽⁸⁾, as last amended by Regulation (EEC) No 3323/81⁽⁹⁾; whereas it is necessary to specify, for the purposes of the Community measures envisaged, the characteristics of the products to be supplied and the supply conditions;

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

HAS ADOPTED THIS REGULATION:

Article 1

The intervention agency specified in the Annex hereto shall implement the mobilization and supply procedures in accordance with the provisions of Regulation (EEC) No 1974/80 and with the conditions laid down in the Annex hereto.

Article 2

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, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 89.

⁽⁴⁾ OJ No L 352, 14. 12. 1982, p. 1.

⁽⁵⁾ OJ No L 124, 11. 5. 1984, p. 1.

⁽⁶⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁷⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁸⁾ OJ No L 192, 26. 7. 1980, p. 11.

⁽⁹⁾ OJ No L 334, 21. 11. 1981, p. 27.

ANNEX

1. **Programme :** 1984
2. **Recipient :** NGO (Save the Children Fund, Job House, 157 Clapham Road, London SW 90 PT
— tel 01-703 54 00)
3. **Place or country of destination :** Sudan
4. **Product to be mobilized :** common wheat flour
5. **Total quantity :** 1 095 tonnes (1 500 tonnes of cereals)
6. **Number of lots :** one
7. **Intervention agency responsible for conducting the procedure :**
OBEA, rue de Trèves 82, B-1040 Bruxelles (telex 24076)
8. **Method of mobilizing the product :** the Community market
9. **Characteristics of the goods :**
flour of fair and sound merchantable quality, free from abnormal smell and pests, which produces dough which does not stick during the mechanical kneading process ; the flour shall have the following characteristics :
 - moisture : 14 % maximum (ICC Method No 110)
 - protein content : 10,5 % minimum ($N \times 6,25$ in terms of dry matter) (ICC Method No 105)
 - Hagberg falling number of at least 180, including the preparation (agitation) time of 60 seconds (ICC Method No 107)
 - ash content : 0,62 % maximum, referred to dry matter (ICC Method No 104)
10. **Packaging :**
 - in new bags
 - jute sacks of a minimum weight of 600 g, or
 - polypropylene sacks of a minimum weight of 120 g
 - net weight of the bags : 50 kilograms
 - marking on the bags (in letters at least 5 cm high) :
'WHEAT FLOUR / GIFT OF THE EUROPEAN ECONOMIC COMMUNITY / ACTION
OF SAVE THE CHILDREN FUND / FOR FREE DISTRIBUTION / PORT SUDAN'
11. **Port of shipment :** a Community port
12. **Delivery stage :** cif
13. **Port of landing :** Port Sudan
14. **Procedure to be applied in order to determine supply costs :** tendering
15. **Deadline for the submission of tenders :** 12 noon on 21 May 1985
16. **Shipment period :** 1 to 30 June 1985
17. **Security :** 12 ECU per tonne

Notes :

1. Since the goods may be rebagged, the successful tenderer must provide 2 % of empty bags of the same quality as those containing the goods, with the marking followed by a capital 'R'.
2. The successful tenderer shall send a copy of the shipping documents to the following address :
Commission Delegation in Sudan, c/o 'Diplomatic Bag', Berlaymont 1/123, 200 rue de la Loi, B-1049 Brussels.

COMMISSION REGULATION (EEC) No 1224/85

of 10 May 1985

on the supply of common wheat flour to the International Committee of the Red Cross as food aid

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 1018/84⁽²⁾,

Having regard to Council Regulation (EEC) No 2750/75 of 29 October 1975 fixing criteria for the mobilization of cereals intended as food aid⁽³⁾, as amended by Regulation (EEC) No 3331/82⁽⁴⁾, and in particular Article 6 thereof,

Having regard to Council Regulation (EEC) No 457/85 of 19 February 1985 laying down the implementing rules for 1985 for Regulation (EEC) No 3331/82 concerning food-aid policy and food-aid management⁽⁵⁾,

Having regard to Council Regulation No 129 of 23 October 1962 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽⁶⁾, as last amended by Regulation (EEC) No 2543/73⁽⁷⁾, and in particular Article 3 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas on 18 April 1985 the Commission of the European Communities decided to grant, under

Community measures, various quantities of cereals to certain non-member countries and beneficiary organizations;

Whereas it is necessary to provide for the carrying out of this measure in accordance with the rules laid down by Commission Regulation (EEC) No 1974/80 of 22 July 1980 laying down general implementing rules in respect of certain food-aid operations involving cereals and rice⁽⁸⁾, as last amended by Regulation (EEC) No 3323/81⁽⁹⁾; whereas it is necessary to specify, for the purposes of the Community measures envisaged, the characteristics of the products to be supplied and the supply conditions;

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

HAS ADOPTED THIS REGULATION:

Article 1

The intervention agency specified in the Annex hereto shall implement the mobilization and supply procedures in accordance with the provisions of Regulation (EEC) No 1974/80 and with the conditions laid down in the Annex hereto.

Article 2

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, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 107, 19. 4. 1984, p. 1.

⁽³⁾ OJ No L 281, 1. 11. 1975, p. 89.

⁽⁴⁾ OJ No L 352, 14. 12. 1982, p. 1.

⁽⁵⁾ OJ No L 54, 23. 2. 1985, p. 1.

⁽⁶⁾ OJ No 106, 30. 10. 1962, p. 2553/62.

⁽⁷⁾ OJ No L 263, 19. 9. 1973, p. 1.

⁽⁸⁾ OJ No L 192, 26. 7. 1980, p. 11.

⁽⁹⁾ OJ No L 334, 21. 11. 1981, p. 27.

ANNEX

1. **Programme :** 1985
2. **Recipient :** International Committee of the Red Cross (ICRC)
3. **Place or country of destination :** Sudan
4. **Product to be mobilized :** common wheat flour
5. **Total quantity :** 2 920 tonnes (4 000 tonnes of cereals)
6. **Number of lots :** one
7. **Intervention agency responsible for conducting the procedure :**
Bundesanstalt für landwirtschaftliche Marktordeung (BALM), Adickesallee 40, D-6000 Frankfurt/
Main, telex 411 475
8. **Method of mobilizing the product :** the Community market
9. **Characteristics of the goods :**
flour of fair and sound merchantable quality, free from abnormal smell and pests, which produces
dough which does not stick during the mechanical kneading process ; the flour shall have the
following characteristics :
 - moisture : 14 % maximum (ICC Method No 110)
 - protein content : 10,5 % minimum ($N \times 6,25$ in terms of dry matter) (ICC Method No 105)
 - Hagberg falling number of at least 180, including the preparation (agitation) time of 60
seconds (ICC Method No 107)
 - ash content : 0,62 % maximum, referred to dry matter (ICC Method No 104)
10. **Packaging :**
 - in new bags
 - jute sacks lined with cotton sacks, of a minimum weight of 600 g, or
 - composite sacks jute/polypropylene of a minimum weight of 335 g, or polypropylene
sacks of a minimum weight of 120 g
 - net weight of the bags : 50 kg
 - marking on the bags (in letters at least 5 cm high):
'ETS — 176 / WHEAT FLOUR'
11. **Port of shipment :** a Community port
12. **Delivery stage :** cif
13. **Port of landing :** Port Sudan
14. **Procedure to be applied in order to determine supply costs :** tendering
15. **Deadline for the submission of tenders :** 12 noon on 21 May 1985
16. **Shipment period :** 1 to 30 June 1985
17. **Security :** 12 ECU per tonne

Notes :

1. Since the goods may be rebagged, the successful tenderer must provide 2 % of empty bags of the
same quality as those containing the goods, with the marking followed by a capital 'R'.
2. The successful tenderer shall contact the recipient in order to ascertain which shipping documents
are required.
3. The successful tenderer shall send a copy of the shipping documents to the following address :
Commission Delegation in Sudan, c/o 'Diplomatic Bag', Berlaymont 1/123, 200 rue de la Loi,
B-1049 Brussels.

COMMISSION REGULATION (EEC) No 1225/85
of 10 May 1985
re-establishing intervention buying in of beef in Denmark

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 the Act
of Accession of Greece, and in particular Article 6 (5)
(b) thereof,

Having regard to Council Regulation (EEC) No 868/84
of 31 March 1984 fixing the guide price and the inter-
vention price for adult bovine animals for the 1984/85
marketing year ⁽²⁾, and in particular Article 3 (1) and
(4) (b) thereof,

Whereas the situation of the market in Denmark is
such that the application of the abovementioned rules
is required ;

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) of Regulation (EEC) No
868/84 intervention buying in shall be re-established
from 13 May 1985 for the following classes in
Denmark :

Category A, classes R2 and R3.

Article 2

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

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 30.

COMMISSION REGULATION (EEC) No 1226/85**of 10 May 1985****on the sale at prices fixed at a standard rate in advance of certain bone-in beef and veal held by certain intervention agencies and intended for export and amending Regulation (EEC) No 1687/76**

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 the Act of Accession of Greece, and in particular Article 7 (3) thereof,

Whereas certain intervention agencies have substantial stocks of intervention bone-in meat; whereas outlets exist in certain non-member countries for the products in question, in particular after boning; whereas these products should therefore be authorized for export without further processing or after boning; whereas, in the case of boning, all meat obtained from boning should be required to be exported;

Whereas this meat should be put up for sale at prices fixed at a standard rate in advance in accordance with Commission Regulation (EEC) No 985/81 ⁽²⁾;

Whereas provision must be made for a security of a sufficiently high amount to be provided in order to guarantee the exportation of this meat;

Whereas the products held by the intervention agencies and intended for export are subject to Commission Regulation (EEC) No 1687/76 ⁽³⁾, as last amended by Regulation (EEC) No 628/85 ⁽⁴⁾; whereas the Annex to the said Regulation should be extended as regards the endorsements to be entered on the control copies;

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

1. The following approximate quantities shall be put up for sale:

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 99, 10. 4. 1981, p. 38.

⁽³⁾ OJ No L 190, 14. 4. 1976, p. 1.

⁽⁴⁾ OJ No L 72, 13. 3. 1985, p. 20.

— 17 000 tonnes of bone-in beef held by the Italian intervention agency and taken over before 1 May 1983,

— 80 tonnes of bone-in beef held by the French intervention agency and taken over before 1 May 1983.

The quality and prices are set out in Annex I hereto.

2. The sale shall be conducted in accordance with the provisions of Regulation (EEC) No 985/81.

3. Information concerning the quantities available and the places where the products are stored may be obtained by prospective purchasers from the addresses listed in Annex II hereto.

Article 2

1. The meat must be exported to one of the destinations for which a refund is fixed for products falling within subheading 02.01 A II b) 4 bb). Exportation must be effected without further processing or after boning, according to the choice made by the trader in the purchase application.

2. In addition to the particulars referred to in Article 2 (2) of Commission Regulation (EEC) No 2173/79 ⁽⁵⁾, the trader must state in the purchase application whether the meat will be exported without further processing or after boning.

3. In case of boning, the total quantity of the product specified in the contract must be boned in the same Member State.

Article 3

1. Article 3 of Regulation (EEC) No 985/81 shall not apply.

By way of derogation from the second indent of Article 15 (2) (a) of Regulation (EEC) No 2173/79 and without prejudice to Article 16 of the said Regulation, the security referred to in Article 15 (1) of the said Regulation shall be released as soon as the purchaser has paid for the total quantity of the product specified in the contract.

⁽⁵⁾ OJ No L 251, 5. 10. 1979, p. 12.

2. A security intended to guarantee the export and, where relevant, the boning of the products shall be provided by the purchaser before the contract is concluded and no later than two weeks after the purchase application has been lodged.

The amount of this security shall be fixed at 100 ECU per 100 kilograms.

In cases where Article 13 (3) of Regulation (EEC) No 1687/76 is applied, the contract of sale may be concluded only after the intervention body holding the products has received the certificate referred to in the said paragraph.

Article 4

1. In case of boning, the total quantity of meat obtained from boning must be exported.

However, the following may be marketed in the Community: bones, large tendons, cartilages, pieces of fat and other scraps left over from boning.

The quantity of meat exported must be at least 68 % of the gross weight of the meat on removal from intervention stocks.

2. The security referred to in Article 3 (2) shall be released only when the proof referred to in Article 12 of Regulation (EEC) No 1687/76 has been furnished for all meat obtained from boning.

In addition, Article 13 (4) of the said Regulation shall apply.

Article 5

1. The bags, cartons or other packaging material in which the boned cuts are placed shall be officially sealed by the competent authorities and bear particulars enabling the boned meat to be identified, in particular the net weight, the type and the number of the cuts and a serial number.

2. Where the boned cuts are made subject to the arrangement referred to in Article 5 of Council Regulation (EEC) No 565/80 ⁽¹⁾, the operations referred to in Article 4 (5) (2), (3) and (4) of Commission Regulation (EEC) No 798/80 ⁽²⁾ shall not be authorized.

Article 6

1. As regards the meat in respect of which the purchase application includes an endorsement to the effect that it will be boned before being exported, the removal order referred to in Article 6 (1) of Regulation

(EEC) No 1687/76 and the documents referred to in Article 12 (a) of the said Regulation shall include one of the following endorsements:

- 'Til udbening og senere udførsel (forordning (EØF) nr. 1226/85)',
- 'Zum Entbeinen und zur späteren Ausfuhr (Verordnung (EWG) Nr. 1226/85) bestimmt',
- 'Προοριζόμενο για αφαίρεση κοκάλων και για μεταγενέστερη εξαγωγή (κανονισμός (ΕΟΚ) αριθ. 1226/85)',
- 'For boning and subsequent export (Regulation (EEC) No 1226/85)',
- 'Destiné au désossage et à l'exportation ultérieure (règlement (CEE) n° 1226/85)',
- 'Destinato al disossamento e successivamente all'esportazione (regolamento (CEE) n. 1226/85)',
- 'Bestemd voor uitvoer na uitbening (Verordening (EEG) nr. 1226/85)'.

2. As regards the meat in respect of which the purchase application includes an endorsement to the effect that it will be exported without further processing, the removal order referred to in Article 6 of Regulation (EEC) No 1687/76 shall include one of the following endorsements:

- 'Til udførsel i uændret stand (forordning (EØF) nr. 1226/85)',
- 'Zur Ausfuhr in unverändertem Zustand (Verordnung (EWG) Nr. 1226/85)',
- 'Προορίζεται για την εξαγωγή ως έχει (κανονισμός (ΕΟΚ) αριθ. 1226/85)',
- 'For export without further processing (Regulation (EEC) No 1226/85)',
- 'Destiné à l'exportation en l'état (règlement (CEE) n° 1226/85)',
- 'Destinato all'esportazione tal quale (regolamento (CEE) n. 1226/85)',
- 'Bestemd voor uitvoer in ongewijzigde staat (Verordening (EEG) nr. 1226/85)'.

Article 7

Regulation (EEC) No 1687/76 is hereby amended as follows:

The following point 29 and the footnote relating thereto are added to Part II of the Annex entitled 'Products subject to a use and/or destination other than that mentioned under I':

- '29. Commission Regulation (EEC) No 1226/85 of 10 May 1985 on the sale at prices fixed at a standard rate in advance of certain bone-in beef and veal held by certain intervention agencies and intended for export ⁽²⁹⁾:

⁽¹⁾ OJ No L 62, 7. 3. 1980, p. 5.

⁽²⁾ OJ No L 87, 1. 4. 1980, p. 42.

(a) On the dispatch of bone-in meat for boning:

— Section 104:

- “Til udbening og senere udførsel (forordning (EØF) nr. 1226/85”,
- “Zum Entbeinen und zur späteren Ausfuhr (Verordnung (EWG) Nr. 1226/85) bestimmt”,
- “Προορίζεται για αφαίρεση των κοκάλων και για μεταγενέστερη εξαγωγή (κανονισμός (ΕΟΚ) αριθ. 1226/85)”,
- “For boning and subsequent export (Regulation (EEC) No 1226/85)”,
- “Destinée au désossage et à l'exportation ultérieure (règlement (CEE) n° 1226/85)”,
- “Destinata al disossamento e alla successiva esportazione (regolamento (CEE) n. 1226/85)”,
- “Bestemd voor uitvoer na uitbening (Verordening (EEG) nr. 1226/85)”,

— Section 106:

- The date on which the contract of sale was concluded.
- The weight of the meat on removal from intervention stocks.

(b) On the export of the boned cuts

— Section 104:

- “Til udførsel (forordning (EØF) nr. 1226/85)”,
- “Zur Ausfuhr (Verordnung (EWG) Nr. 1226/85) bestimmt”,
- “Προορίζεται για την εξαγωγή (κανονισμός (ΕΟΚ) αριθ. 1226/85)”,
- “For export (Regulation (EEC) No 1226/85)”,
- “Destiné à l'exportation (règlement (CEE) n° 1226/85)”,
- “Destinata all'esportazione (regolamento (CEE) n. 1226/85)”,
- “Bestemd voor uitvoer (Verordening (EEG) nr. 1226/85)”,

— Section 106:

- The date on which the contract of sale was concluded.
- The weight of the meat on removal from intervention stocks.

(²⁹) OJ No L 125, 11. 5. 1985, p. 10.

Article 8

The first three indents of Article 1 (1) of Regulation (EEC) No 371/85 (¹) are hereby deleted.

Article 9

This Regulation shall enter into force on 13 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

(¹) OJ No L 44, 14. 2. 1985, p. 14.

BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I

Salgspriser i ECU/ton⁽¹⁾ — Verkaufspreise, ausgedrückt in ECU/Tonne⁽¹⁾ — Τιμές πωλή-
σεως εκφραζόμενες σε ECU ανά τόνο⁽¹⁾ — Selling prices expressed in ECU per tonne⁽¹⁾ —
Prix de vente exprimés en Écus par tonne⁽¹⁾ — Prezzi di vendita espressi in ECU per
tonnellata⁽¹⁾ — Verkoopprijzen uitgedrukt in Ecu per ton⁽¹⁾

ITALIA

— *Quarti posteriori, taglio a 5 costole, detto pistola, provenienti dai:*

Vitelloni 1	1 850,00
Vitelloni 2	1 750,00

— *Quarti posteriori, taglio a 8 costole, detto pistola, provenienti dai:*

Vitelloni 1	1 850,00
Vitelloni 2	1 750,00

FRANCE

— *Quartiers arrière, découpe à 3 côtes, provenant des:*

Bœufs U et R	2 000,00
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⁽¹⁾ I tilfælde, hvor varer er oplagrede uden for den medlemsstat, hvor interventionsorganet er hjemmehørende, tilpasses disse priser i overensstemmelse med bestemmelserne i forordning (EØF) nr. 1805/77.

⁽¹⁾ Falls die Lagerung der Erzeugnisse außerhalb des für die betreffende Interventionsstelle zuständigen Mitgliedstaats erfolgt, werden diese Preise gemäß den Vorschriften der Verordnung (EWG) Nr. 1805/77 angepaßt.

⁽¹⁾ Στην περίπτωση που τα προϊόντα είναι αποθεματοποιημένα εκτός του κράτους μέλους στο οποίο υπάγεται ο αρμόδιος οργανισμός παρεμβάσεως, οι τιμές αυτές προσαρμόζονται σύμφωνα με τις διατάξεις του κανονισμού (ΕΟΚ) αριθ. 1805/77.

⁽¹⁾ In the case of products stored outside the Member State where the intervention agency responsible for them is situated, these prices shall be adjusted in accordance with the provisions of Regulation (EEC) No 1805/77.

⁽¹⁾ Au cas où les produits sont stockés en dehors de l'État membre dont relève l'organisme d'intervention détenteur, ces prix sont ajustés conformément aux dispositions du règlement (CEE) n° 1805/77.

⁽¹⁾ Qualora i prodotti siano immagazzinati fuori dello Stato membro da cui dipende l'organismo detentore, detti prezzi vengono ritoccati in conformità del disposto del regolamento (CEE) n. 1805/77.

⁽¹⁾ Ingeval de produkten zijn opgeslagen buiten de Lid-Staat waaronder het interventiebureau dat deze produkten onder zich heeft ressorteert, worden deze prijzen aangepast overeenkomstig de bepalingen van Verordening (EEG) nr. 1805/77.

*BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II —
ALLEGATO II — BIJLAGE II*

**Interventionsorganernes adresser — Anschriften der Interventionsstellen — Διευθύνσεις
του οργανισμού παρεμβάσεως — Addresses of the intervention agencies — Adresses des
organismes d'intervention — Indirizzi degli organismi d'intervento — Adressen van de
interventiebureaus**

ITALIA : Azienda di Stato per gli interventi nel mercato agricolo (AIMA)
Roma, via Palestro 81
Tel. 49 57 283 — 49 59 261
Telex 61 30 03

FRANCE : OFIVAL
Tour Montparnasse
33, avenue du Maine
75755 Paris Cedex 15
Tél. 538 84 00, télex 26 06 43

COMMISSION REGULATION (EEC) No 1227/85

of 10 May 1985

fixing the export refunds on beef and veal

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 the Act
of Accession of Greece ⁽²⁾, and in particular the first
sentence of Article 18 (5) thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas Article 18 of Regulation (EEC) No 805/68
provides that the difference between prices on the
world market 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 885/68 of 28
June 1968 ⁽³⁾, as last amended by Regulation (EEC) No
427/77 ⁽⁴⁾, lays down general rules for granting export
refunds and criteria for fixing the amount of such
refunds ;

Whereas Regulation (EEC) No 32/82 ⁽⁵⁾, as last
amended by Regulation (EEC) No 631/85 ⁽⁶⁾, and
Regulations (EEC) No 1964/82 ⁽⁷⁾, (EEC) No 74/84 ⁽⁸⁾
and (EEC) No 2388/84 ⁽⁹⁾ lay down the conditions for
granting special export refunds for certain cuts of
beef/veal and certain preserved beef and veal products ;

Whereas Regulation (EEC) No 1226/85 ⁽¹⁰⁾ laid down
the conditions applying to the export of certain beef
and veal held by certain intervention agencies and
intended for export ;

Whereas it follows from applying these rules and
criteria to the foreseeable situation on the market in

beef and veal that the refund should be as set out
below ;

Whereas the current market situation in the Commu-
nity and sales outlets, particularly in non-member
countries, leads to the granting of export refunds on
adult male bovine animals of a live weight of at least
300 kilograms and other bovines of a live weight of
250 kilograms and over ; whereas experience gained in
recent years has shown that it is advisable to treat live
pedigree breeding animals of a weight of at least 250
kilograms for females and 300 kilograms for males in
an identical manner to other bovine animals, while
subjecting them to certain special administrative
formalities ;

Whereas it is necessary to grant refunds for the export
to certain destinations of certain fresh or chilled meat
listed in the Annex under subheading ex 02.01 A II a)
and of certain frozen meat listed in the Annex under
subheading ex 02.01 A II b) and of certain other
prepared or preserved meat or meat offal listed in the
Annex under subheading 16.02 B III b) 1 aa) ;

Whereas, in view of the wide differences in products
falling within subheadings ex 02.01 A II a) 4 aa) and
ex 02.01 A II b) 4 aa), the refund should only be
granted for cuts in which the weight of bone does not
exceed one-third ;

Whereas, in the case of meat of bovine animals, boned
or boneless, salted and dried, there are traditional trade
flows to Switzerland ; whereas, to the extent necessary
to allow this trade to continue, the refund must be
fixed at an amount which will cover the difference
between prices on the Swiss market and export prices
in the Member States ; whereas refunds should also be
granted for boned and salted meat, meat in brine, and
dried and smoked meat exported to certain third
countries ;

Whereas, in the case of certain other cuts and
preserves of meat or offals shown in the Annex under
subheading 16.02 B III b) 1 bb), Community participa-
tion in international trade may be ensured by granting
a refund which takes account of the refund hitherto
granted to exporters ;

Whereas, in the case of other beef and veal products, a
refund need not be fixed since Community participa-
tion in world trade in these products is not signifi-
cant ;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 291, 19. 11. 1979, p. 17.

⁽³⁾ OJ No L 156, 4. 7. 1968, p. 2.

⁽⁴⁾ OJ No L 61, 5. 3. 1977, p. 16.

⁽⁵⁾ OJ No L 4, 8. 1. 1982, p. 11.

⁽⁶⁾ OJ No L 72, 13. 3. 1985, p. 24.

⁽⁷⁾ OJ No L 212, 21. 7. 1982, p. 48.

⁽⁸⁾ OJ No L 10, 13. 1. 1984, p. 32.

⁽⁹⁾ OJ No L 221, 18. 8. 1984, p. 28.

⁽¹⁰⁾ See page 10 of this Official Journal.

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 central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71 ⁽¹⁾, as last amended by Regulation (EEC) No 855/84 ⁽²⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient ;

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

The list of products on which the export refund referred to in Article 18 of Regulation (EEC) No 805/68 is granted and the amount of that refund shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 13 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 10 May 1985 fixing the export refunds on beef and veal

(ECU/100 kg)

CCT heading No	Description	Refund
		— Live weight —
ex 01.02 A	Live domestic animals of the bovine species :	
	I. Pure-bred breeding animals :	
	(a) Females, with a live weight equal to or greater than 250 kg	80,000
	(b) Males, with a live weight equal to or greater than 300 kg	80,000
	II. Other than pure-bred breeding animals :	
	(a) Adult male bovine animals with a live weight equal to or greater than 300 kg :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	80,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	80,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	65,000
	— For export to Austria, Sweden and Switzerland	30,500
	(b) Other, with a live weight equal to or greater than 250 kg :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	76,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	76,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	61,500
	— For export to Austria, Sweden and Switzerland	28,500
		— Net weight —
ex 02.01 A II	Meat of bovine animals :	
	a) Fresh or chilled :	
	1. Carcasses, half-carcasses or 'compensated' quarters :	
	(aa) The front part of a carcass or of a half-carcass comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs :	
	(11) From male adult bovine animals ⁽³⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II (cont'd)	(22) Other :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	(bb) Other :	
	(11) From male adult bovine animals ⁽³⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	155,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	148,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	120,500
	— For export to Austria, Sweden and Switzerland	60,500
	(22) Other :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	132,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	125,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	110,000
	— For export to Austria, Sweden and Switzerland	55,500
	2. Separated or unseparated forequarters :	
	(aa) From male adult bovine animals ⁽³⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II (cont'd)	(bb) Other :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	3. Separated or unseparated hindquarters :	
	(aa) With a maximum of nine ribs or pairs of ribs :	
	(11) From male adult bovine animals ⁽³⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	196,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	189,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	152,500
	— For export to Austria, Sweden and Switzerland	76,500
	(22) Other :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	166,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	159,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	139,000
	— For export to Austria, Sweden and Switzerland	70,500
	(bb) With more than nine ribs or pairs of ribs :	
	(11) From male adult bovine animals ⁽³⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

CCT heading No	Description	Refund (ECU/100 kg)
		— Net weight —
ex 02.01 A II (cont'd)	(22) Other : — For export to North African, Near and Middle East third countries ⁽¹⁾, except the Canary Islands, Ceuta and Melilla 97,500 — For export to West, Central, East and South African third countries ⁽¹⁾, except Botswana, Kenya, Madagascar and Swaziland 90,500 — For export to European third countries ⁽¹⁾ ⁽²⁾, the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland 81,000 — For export to Austria, Sweden and Switzerland 40,500 4. Other : ex aa) Unboned (bone-in) (11) From the carcasses, half-carcasses or 'compensated' quarters of male adult bovine animals ⁽⁸⁾, excluding the front part of a carcass or of a half-carcass comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs : — For export to North African, Near and Middle East third countries ⁽¹⁾, except the Canary Islands, Ceuta and Melilla 155,000 — For export to West, Central, East and South African third countries ⁽¹⁾, except Botswana, Kenya, Madagascar and Swaziland 148,500 — For export to European third countries ⁽¹⁾ ⁽²⁾, the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland 120,500 — For export to Austria, Sweden and Switzerland 60,500 (22) From the forequarters of male adult bovine animals ⁽⁸⁾ : — For export to North African, Near and Middle East third countries ⁽¹⁾, except the Canary Islands, Ceuta and Melilla 114,000 — For export to West, Central, East and South African third countries ⁽¹⁾, except Botswana, Kenya, Madagascar and Swaziland 107,500 — For export to European third countries ⁽¹⁾ ⁽²⁾, the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland 88,500 — For export to Austria, Sweden and Switzerland 44,500 (33) From the hindquarters of male adult bovine animals with a maximum of nine ribs or nine pairs of ribs ⁽⁸⁾ : — For export to North African, Near and Middle East third countries ⁽¹⁾, except the Canary Islands, Ceuta and Melilla 196,000 — For export to West, Central, East and South African third countries ⁽¹⁾, except Botswana, Kenya, Madagascar and Swaziland 189,500	

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II (cont'd)	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	152,500
	— For export to Austria, Sweden and Switzerland	76,500
	(44) Other, the weight of bone does not exceed one-third of the weight of the cut:	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	ex bb) Boned, each piece individually wrapped:	
	(11) From the hindquarters of male adult bovine animals with a maximum of nine ribs or nine pairs of ribs ⁽⁴⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	280,000
	— For export to French Polynesia, West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	270,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	218,000
	— For export to Austria, Sweden and Switzerland	109,500
	(22) Other, excluding the thin flanks, the shin and the shank ⁽⁷⁾ :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	188,500
	— For export to French Polynesia, West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	178,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	157,000
	— For export to Austria, Sweden and Switzerland	79,500
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 ⁽³⁾ , and for export to Canada	80,000

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II (cont'd)	b) Frozen :	
	1. Carcases, half-carcases or 'compensated' quarters :	
	(aa) The front part of a carcase or of a half-carcase comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	(bb) Other :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	106,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	99,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	99,500
	— For export to Austria, Sweden and Switzerland	47,500
	2. Separated or unseparated forequarters :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	3. Separated or unseparated hindquarters :	
	(aa) With a maximum of nine ribs or pairs of ribs :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	131,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	125,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	125,000
	— For export to Austria, Sweden and Switzerland	59,500

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II (cont'd)	(bb) With more than nine ribs or pairs of ribs :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	4. Other :	
	aa) Unboned (bone-in), the weight of bone does not exceed one-third of the weight of the cut :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	ex bb) Boned or boneless, excluding the thin flanks, the shin and the shank, each piece individually wrapped ⁽⁷⁾ :	
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 ⁽⁹⁾ , and for export to Canada	80,000
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	121,500
	— For export to French Polynesia, West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	114,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	93,500
	— For export to Austria, Sweden and Switzerland	46,500
	Other boned or boneless :	
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 ⁽⁹⁾ , and for export to Canada	80,000
	— For export carried out within the framework of Regulation (EEC) No 1226/85 ⁽¹⁰⁾	
	— to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	190,500
	— to French Polynesia, West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	181,000
	— to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	181,000
	— to Austria, Sweden and Switzerland	86,000

		(ECU/100 kg)
CCT heading No	Description	Refund
		— Net weight —
ex 02.06 C I a) 2	Meat of bovine animals, boned or boneless, salted or in brine, dried or smoked :	
	(aa) Salted and dried :	
	— For export to Switzerland	60,500
	(bb) Salted or in brine and dried and smoked :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	102,500
ex 16.02 B III b) 1	Other preparations and preserves containing bovine meat or offals, except those finely homogenized ⁽⁹⁾ :	
	ex aa) Uncooked, containing by weight the following percentages of bovine meats (excluding offal and fat) :	
	(11) 80 % or more of meat :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	102,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	96,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	96,000
	— For export to Austria, Sweden and Switzerland	96,000
	(22) 60 % or more, but less than 80 % of meat :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	58,000
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	58,000
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	58,000
	— For export to Austria, Sweden and Switzerland	58,000
	(33) 40 % or more, but less than 60 % of meat :	
	— For export to North African, Near and Middle East third countries ⁽¹⁾ , except the Canary Islands, Ceuta and Melilla	38,500
	— For export to West, Central, East and South African third countries ⁽¹⁾ , except Botswana, Kenya, Madagascar and Swaziland	38,500
	— For export to European third countries ⁽¹⁾ ⁽²⁾ , the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	38,500
	— For export to Austria, Sweden and Switzerland	38,500
	ex bb) Other, containing by weight the following percentages of bovine meats (excluding offal and fat) :	
	(11) 80 % or more of meat :	
	— For export to third countries	65,000 ^(?)
	(22) 60 % or more, but less than 80 % of meat :	
	— For export to third countries	38,000
	(33) 40 % or more, but less than 60 % of meat :	
	— For export to third countries	27,000
	(44) 20 % or more, but less than 40 % of meat :	
	— For export to third countries	10,000

-
- (¹) Within the meaning of Commission Regulation (EEC) No 3537/82 (OJ No L 371, 30. 12. 1982, p. 7).
- (²) Within the meaning of this Regulation those destinations mentioned in Article 5 of Regulation (EEC) No 2730/79 (OJ No L 317, 12. 12. 1979, p. 1) to be understood as European third countries.
- (³) The amount of this refund is subject to the submission of the certificate appearing in the Annex to Commission Regulation (EEC) No 32/82 (OJ No L 4, 8. 1. 1982, p. 11).
- (⁴) The amount of this refund is subject to compliance with the conditions laid down in Commission Regulation (EEC) No 1964/82 (OJ No L 212, 21. 7. 1982, p. 48).
- (⁵) OJ No L 336, 29. 12. 1979, p. 44.
- (⁶) The products which contain a small quantity of visible pieces of meat are also excluded.
- (⁷) Boned cuts which consist, entirely or partially, of thin flanks, shin or shank are ineligible for the refund.
- (⁸) The amount of this refund is subject to compliance with the conditions laid down in Commission Regulation (EEC) No 74/84 (OJ No L 10, 13. 1. 1984, p. 32).
- (⁹) For the products complying with the conditions laid down in Commission Regulation (EEC) No 2388/84 (OJ No L 221, 18. 8. 1984) the refund is 103 ECU per 100 kilograms net weight.
- (¹⁰) OJ No L 125, 11. 5. 1985, p. 10.
-

NB: Article 7 of Regulation (EEC) No 885/68 provides that no export refunds shall be granted on products imported from third countries and re-exported to third countries.

COMMISSION REGULATION (EEC) No 1228/85

of 10 May 1985

suspending advance fixing of the export refund for certain pigmeat products

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
2759/75 of 29 October 1975 on the common organi-
zation of the market in pigmeat ⁽¹⁾, as last amended by
Regulation (EEC) No 2966/80 ⁽²⁾,

Having regard to Council Regulation (EEC) No
2768/75 of 29 October 1975 laying down general rules
for granting export refunds on pigmeat and criteria for
fixing the amount of such refunds ⁽³⁾, and in particular
the second subparagraph of Article 5 (4) thereof,

Whereas the refunds for pigmeat products were fixed
by Commission Regulation (EEC) No 1032/85 ⁽⁴⁾;

Whereas it is necessary, in the light of the situation on
the world market, to adjust the refunds; whereas, in

order to discourage applications for the advance fixing
of refunds from being submitted for speculative
purposes, the advance fixing of refunds should be
suspended until the new refunds come into effect,

HAS ADOPTED THIS REGULATION:

Article 1

Advance fixing of refunds in respect of products
falling within headings No 02.01 and No 16.02 which
are listed in the Annex to Regulation (EEC) No
1032/85 is hereby suspended from 11 to 15 May 1985.

Article 2

This Regulation shall enter into force on 11 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ No L 307, 18. 11. 1980, p. 5.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 39.

⁽⁴⁾ OJ No L 111, 24. 4. 1985, p. 5.

COMMISSION REGULATION (EEC) No 1229/85

of 10 May 1985

fixing the amounts to be levied in the beef sector on products which left the United Kingdom during the week 22 to 28 April 1985

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1063/84 of 16 April 1984 on the granting of a premium for the slaughter of certain adult bovine animals in the United Kingdom during the 1984/85 marketing year ⁽¹⁾, and in particular Article 5 thereof,

Whereas, under Article 3 of Regulation (EEC) No 1063/84, an amount equivalent to the amount of the variable slaughter premium granted in the United Kingdom is levied on meat and meat preparations from animals on which it has been paid, when they are consigned to other Member States or to non-member countries;

Whereas, under Article 7 (1) of Commission Regulation (EEC) No 1355/84 of 16 May 1984 laying down detailed rules for the application of the premium for the slaughter of certain adult bovine animals for slaughter in the United Kingdom during the 1984/85 marketing year ⁽²⁾, as amended by Regulation (EEC) No 2018/84 ⁽³⁾, the amounts to be charged on departure from the territory of the United Kingdom of the

products listed in the Annex to the said Regulation must be fixed each week by the Commission;

Whereas, accordingly, the amounts to be levied on products which left the United Kingdom during the week 22 to 28 April 1985 should be fixed,

HAS ADOPTED THIS REGULATION:

Article 1

Pursuant to Article 3 of Regulation (EEC) No 1063/84, the amounts to be levied on the products referred to in Article 7 (1) of Regulation (EEC) No 1355/84 which left the territory of the United Kingdom during the week 22 to 28 April 1985 shall be those set out in the Annex.

Article 2

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

It shall apply with effect from 22 April 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 105, 18. 4. 1984, p. 1.

⁽²⁾ OJ No L 131, 17. 5. 1984, p. 19.

⁽³⁾ OJ No L 187, 14. 7. 1984, p. 46.

ANNEX

Amounts to be levied on products which left the territory of the United Kingdom during
the week 22 to 28 April 1985

(ECU/100 kg net weight)

CCT heading No	Description	Amount
1	2	3
ex 02.01 A II a) and ex 02.01 A II b)	Meat of adult bovine animals, fresh, chilled or frozen : 1. Carcases, half-carcases or 'compensated' quarters 2. Separated or unseparated forequarters 3. Separated or unseparated hindquarters 4. Other : aa) Unboned (bone-in) bb) Boned or boneless	 26,26474 21,01179 31,51769 21,01179 35,98269
ex 02.06 C I a)	Meat salted, in brine, dried or smoked, of adult bovine animals : 1. Unboned (bone-in) 2. Boned or boneless	 21,01179 29,94180
ex 16.02 B III b) 1	Other prepared or preserved meat or meat offal, containing meat or offal of adult bovine animals : aa) Uncooked ; mixtures of cooked meat or offal and uncooked meat or offal : 11. Containing 80 % or more by weight of beef meat excluding offals and fat 22. Other	 29,94180 21,01179

COMMISSION REGULATION (EEC) No 1230/85
of 10 May 1985
fixing the import levies on white sugar and raw sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector⁽¹⁾, as last amended by Regulation (EEC) No 606/82⁽²⁾, and in particular Article 16 (8) thereof,

Whereas the import levies on white sugar and raw sugar were fixed by Regulation (EEC) No 1854/84⁽³⁾, as last amended by Regulation (EEC) No 1217/85⁽⁴⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1854/84 to the information 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 referred to in Article 16 (1) of Regulation (EEC) No 1785/81 shall be, in respect of white sugar and standard quality raw sugar, as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 May 1985.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

- ⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.
⁽²⁾ OJ No L 74, 18. 3. 1982, p. 1.
⁽³⁾ OJ No L 172, 30. 6. 1984, p. 53.
⁽⁴⁾ OJ No L 124, 9. 5. 1985, p. 40.

ANNEX

to the Commission Regulation of 10 May 1985 fixing the import levies on white sugar and raw sugar

(ECU/100 kg)		
CCT heading No	Description	Levy
17.01	Beet sugar and cane sugar, in solid form:	
	A. White sugar: flavoured or coloured sugar	47,93
	B. Raw sugar	45,36 ⁽¹⁾

⁽¹⁾ Applicable to raw sugar with a yield of 92 %; if the yield is other than 92 %, the levy applicable is calculated in accordance with the provisions of Article 2 of Regulation (EEC) No 837/68.

COMMISSION REGULATION (EEC) No 1231/85**of 10 May 1985****amending Regulation (EEC) No 2742/82 on protective measures applicable to imports of dried grapes**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Article 1

Having regard to the Treaty establishing the European Economic Community,

The coefficient for the drachma referred to in Article 2 (3) of Regulation (EEC) No 2742/82 is replaced by '1,127'.

Having regard to Council Regulation (EEC) No 516/77 of 14 March 1977 on the common organization of the market in products processed from fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 746/85⁽²⁾, and in particular Article 14 (2) thereof,*Article 2*Having regard to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EEC) No 2543/73⁽⁴⁾, and in particular Article 3 thereof,

1. The amended coefficient provided for in Article 1 shall not apply to products for which it has been proved that they have left the supplier country before 13 May 1985.

2. The parties concerned shall provide proof, to the satisfaction of the competent authorities, that the conditions set out in paragraph 1 have been complied with.

Whereas Article 2 (3) of Commission Regulation (EEC) No 2742/82⁽⁵⁾, as last amended by Regulation (EEC) No 881/85⁽⁶⁾, provides that the minimum price and the countervailing charge shall, after having been converted into national currency, be multiplied by a coefficient;

However, the competent authorities may regard the products as having left the supplier country before 13 May 1985 when one of the following documents is submitted:

Whereas that multiplication is made to ensure that the minimum price expressed in national currencies should not lead to distortion of trade;

- in the case of transport by sea or waterway, the bill of lading showing that loading took place before that day,
- in case of transport by rail, the consignment note accepted by the railways of the expediting country before that day,
- in case of transport by road, the TIR carnet presented to the first customs office before that day,
- in case of transport by air, the air consignment note showing that the airline received the products before that day.

Whereas the conversion rate of the drachma has changed;

Whereas that fact could lead to distortion of trade; whereas to avoid that risk, the coefficient in force for the drachma should be adapted,

3. The provisions of paragraphs 1 and 2 shall apply only in so far as the entry for free circulation has been accepted by the customs authorities before 13 August 1985.

Article 3

This Regulation shall enter into force on 13 May 1985.

⁽¹⁾ OJ No L 73, 21. 3. 1977, p. 1.⁽²⁾ OJ No L 81, 23. 3. 1985, p. 10.⁽³⁾ OJ No 106, 30. 10. 1962, p. 2553/62.⁽⁴⁾ OJ No L 263, 19. 9. 1973, p. 1.⁽⁵⁾ OJ No L 290, 14. 10. 1982, p. 28.⁽⁶⁾ OJ No L 95, 2. 4. 1985, p. 34.

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

Done at Brussels, 10 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 2 May 1985

concerning an application for refund of anti-dumping duties collected on imports of certain acrylic fibres originating in the United States of America

(Only the Italian text is authentic)

(85/256/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2176/84 of 23 July 1984 on protection against dumped or subsidized imports from countries not members of the European Economic Community⁽¹⁾, and in particular Article 16 thereof,

Whereas :

A. Procedure

- (1) On 3 May 1980 the Council, by Regulation (EEC) No 1100/80⁽²⁾, imposed a definitive anti-dumping duty on imports of certain acrylic fibres originating in the United States of America. The rate of the duty is 13,7 % on discontinuous acrylic fibre falling within Common Customs Tariff subheading ex 56.01 A and corresponding to NIMEXE code 56.01-15 and 17,6 % on continuous filament tow of acrylic fibre falling within Common Customs Tariff subheading ex 56.02 A and corresponding to NIMEXE code 56.02-15.
- (2) On 28 February 1983 and on 2 August 1984 the Council, by Regulations (EEC) No 485/83⁽³⁾ and

(EEC) No 2275/84⁽⁴⁾, amended Regulation (EEC) No 1100/80 by excluding from the application of the duty two American exporters of the products in question who offered price undertakings.

- (3) On 3 July 1984 and 31 July 1984 Tessile Fiorentina Srl, Prato, Italy, and on 3 April 1984 Lanificio Fratelli Becagli, Montemurlo, Italy, importers of the products in question, applied to the Italian authorities for a refund of amounts of Lit ... and ...⁽⁵⁾ respectively, in connection with their imports from the USA. These amounts corresponded to definitive anti-dumping duties collected. The Italian authorities forwarded the applications to the Commission.
- (4) Following the submission by the applicants of further supporting evidence, the claims were examined by the Commission followed by on-the-spot investigations carried out at the premises of the applicants.
- (5) The Commission informed the Member States and gave its opinion on the matter. All Member States agreed with this opinion.

⁽¹⁾ OJ No L 201, 30. 7. 1984, p. 1.

⁽²⁾ OJ No L 114, 3. 5. 1980, p. 37.

⁽³⁾ OJ No L 55, 2. 3. 1983, p. 1.

⁽⁴⁾ OJ No L 209, 1. 8. 1984, p. 1.

⁽⁵⁾ In the published version of the Decision, some figures have hereinafter been omitted, pursuant to the provisions of Article 8 of Regulation (EEC) No 2176/84 concerning non-disclosure of business secrets.

B. Arguments of the applicants

- (6) Both applicants stated that they import the products in question from Leigh Fibers Inc., Boston, Mass., an exporter who was investigated during the second review of this case and for whom no dumping was found. The applicants based their claims on the allegation that since no dumping was found concerning this exporter, who has subsequently been excluded from the application of the duty, the duties already paid should be refunded.

C. Admissibility

- (7) The applications are admissible since they were introduced in conformity with the relevant provisions of the Community's anti-dumping legislation, in particular those concerning time limits.

D. Merits of the claim

- (8) In its investigation the Commission verified all relevant documents such as exporters' invoices, customs clearance forms, receipts of the duties paid, etc. These were compared with the findings of the review which had been carried out at the premises of the exporter concerned.
- (9) It was found that the import transactions for which the importers in question requested refunds took place before Regulation (EEC) No 2275/84, excluding Leigh Fibers, came into effect and that, therefore, the two applicants had to pay the anti-dumping duties.
- (10) It was established that the products in question were imported from Leigh Fibers Inc., Boston, Mass., all of whose exports were found, in the

review proceeding, not to have been dumped. It was also established that the duties collected on each of the import transactions for which the importers in question requested refunds corresponded to transactions at prices which were not dumped.

- (11) Therefore, and in line with present practice, the claims are considered justified and the applications have, thus, to be accepted,

HAS ADOPTED THIS DECISION:

Article 1

The refund applications submitted by Tessile Fiorentina Srl, Prato, Italy, and Lanificio Fratelli Becagli, Montemurlo, Italy, amounting to Lit ... and Lit ... respectively, are hereby granted.

Article 2

The amounts set out in Article 1 shall be refunded by the Italian authorities.

Article 3

This Decision is addressed to the Italian Republic and to Tessile Fiorentina Srl, Prato, Italy, and Lanificio Fratelli Becagli, Montemurlo, Italy.

Done at Brussels, 2 May 1985.

For the Commission

Willy DE CLERCQ

Member of the Commission

COMMISSION OF THE EUROPEAN COMMUNITIES

DOCUMENT

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