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REGULATION (EEC) No 1060/68 OF THE COMMISSION

of 24 July 1968

adopting certain detailed rules for the application of Regulations Nos 367/67/EEC and 371/67/EEC regarding production refunds on maize processed into groats and meal and on maize and common wheat processed into starch and quellmehl

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 367/67/EEC[1] of 25 July 1967 fixing production refunds on the maize groats and meal and broken rice used in the brewing industry, and in particular Article 3 thereof;

Having regard to Council Regulation No 371/67/EEC[2] of 25 July 1967 fixing production refunds on starches and quellmehl, and in particular Article 5 thereof;

Whereas Regulation No 371/67/EEC provided that, on account of the connection between the production prices of the raw materials used in the manufacture of cereal and potato starches and of the interchangeability of these two products, a balanced relationship should be maintained between the prices of these products; whereas in accordance with Regulation No 367/67/EEC this balance must also be sought between the above-mentioned products and maize groats and meal and broken rice used in brewing;

Whereas a system of advance payment of the production refund has been provided for in respect of potato starch; whereas, therefore, in order not to favour one industry more than another, the system of advances of the production refund should be made general; whereas, however, with regard to the raw materials for starch manufacture and for brewing, this problem at present arises only in respect of common wheat and maize, as broken rice does not qualify for a production refund owing to its world market price being higher than the Community price;

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

Where the manufacturer of maize groats and meal, or the manufacturer of starch or quellmehl who is holding maize for the manufacture of maize groats and meal for the brewing industry, or maize or common wheat for the manufacture of starch or quellmehl, so requests, and where he furnishes proof that the above-mentioned cereals are on his premises or under official supervision, the Member State responsible for granting the production refund shall advance it to him in an amount not exceeding the difference, per 100 kg of cereals, between the threshold price for that cereal at the start of the marketing year and 6.80 units of account.

The above-mentioned proof shall be furnished by the manufacturer to the agency responsible for payment, at the time when, not more than once a month, advances are being applied for.

Article 2

1. The granting of the advance mentioned in Article 1 shall be subject to the lodging of a deposit by the manufacturer of maize groats and meal, starch or quellmehl guaranteeing the processing of the maize, either into groats and meal for brewing or into starch or quellmehl, or of the common wheat into starch or quellmehl.

The deposit may take the form of a guarantee given by a credit institution or any other agency meeting the criteria fixed by each Member State.

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[1] OJ No 174, 31.7.1967, p. 36.
[2] OJ No 174, 31.7.1967, p. 40.

2. The amount of the deposit shall be equal to the amount of the advance requested, plus 5%.

3. The deposit shall be released when the manufacturer has furnished proof to the agency of the Member State responsible for payment of the refund that the cereals have been processed not later than ninety days following the date of payment of the advance. If such proof is not furnished the deposit shall be forfeited.

However, where, as a result of *force majeure*, the cereals have not been processed within the prescribed period, this period may be extended at the request of the manufacturer for a period considered necessary by the competent agency in view of the specified circumstances.

However, the deposit for maize processed into groats and meal for the brewing industry shall be released only when proof has been given of the use of these products in the brewery.

4. Member States shall pay the advances mentioned in Article 1 to the manufacturer of maize groats and meal or starch or quellmehl not later than thirty days from the date on which he furnishes the proof mentioned in Article 1.

Article 3

The production refund shall be paid to the manufacturer, account being taken of the threshold price for the cereal valid for the month of its processing, within thirty days from the date on which he furnishes proof that the cereal has been processed or, in the case of maize groats or meal, that they have been used in the brewery.

Article 4

At the end of each marketing year Member States shall communicate to the Commission all information concerning the application of this Regulation.

Article 5

This Regulation shall enter into force on 1 August 1968.

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

Done at Brussels, 24 July 1968.

For the Commission

The President

Jean REY