29.10.69 Official Journal of the European Communities No L 271/3

REGULATION (EEC) No 2114/69 OF THE COUNCIL

of 28 October 1969

amending Regulation (EEC) No 204/69 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC[1] of 13 June 1967 on the common organisation of the market in cereals, as last amended by Regulations (EEC) Nos 1396/69 and 1398/69,[2] and in particular Article 16 (5) thereof;

Having regard to Council Regulation No 1009/67/EEC[3] of 18 December 1967 on the common organisation of the market in sugar, as last amended by Regulations (EEC) Nos 1393/69 and 1398/69,[4] and in particular the fifth subparagraph of Article 17 (2) thereof;

Having regard to the proposal from the Commission;

Whereas, under Article 17 (1) of Regulation No 1009/67/EEC, the difference between quotations or prices on the world market for products referred to in Article 1 (1) (a) and (c) of that Regulation and prices within the Community may be covered by an export refund; whereas Council Regulation (EEC) No 204/69[5] of 28 January 1969 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds, as last amended by Regulation (EEC) No 1840/69,[6] specified in Annex A thereto those products for which a refund rate should be fixed, applicable in respect of their exportation in the form of goods listed in the Annex to Regulation No 1009/67/EEC;

Whereas beet and cane syrups containing, in the dry state, 98% or more by weight of sucrose falling within sub-heading No 17.02 D of the Common Customs Tariff are not shown in Annex A to that Regulation; whereas certain goods referred to in the Annex to Regulation No 1009/67/EEC are nevertheless manufactured from those basic products; whereas, therefore, those basic products should be added to Annex A to Regulation (EEC) No 204/69, so that they may be exported in the form of the goods in question under the same conditions as beet and sugar, in the solid state, are exported in the form of the same goods;

Whereas, pursuant to Annex C to Regulation (EEC) No 204/69, the exportation of sorbitol other than in aqueous solution, containing more than 2% by weight of mannitol, calculated on the sorbitol content, falling within sub-heading No 29.04 C III (b) 2 of the Common Customs Tariff, gives entitlement to an export refund based on a quantity of white sugar equal to 106 kilogrammes; whereas, if mannitol were added to sorbitol obtained from amylaceous substances, the same refund could be granted on exports of the latter; whereas, in order to take account of that possibility, provision should be made for export refunds to be calculated on different bases, according to whether the raw materials used to obtain that product consist of sucrose or amylaceous substances, and Annex C to Regulation (EEC) No 204/69 should therefore be amended;

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[1] OJ No 117, 19.6.1967, p. 2269/67.
[2] OJ No L 179, 21.7.1969, pp. 5 and 13.
[3] OJ No 308, 18.12.1967, p. 1.
[4] OJ No L 179, 21.7.1969, pp. 1 and 13.
[5] OJ No L 29, 5.2.1969, p. 1.
[6] OJ No L 236, 19.9.1969, p. 5.

HAS ADOPTED THIS REGULATION:

Article 1

The following sub-heading shall be inserted in Annex A to Regulation (EEC) No 204/69:

CCT heading No	Description of basic products
ex 17.02 D	Beet or cane syrups containing, in the dry state 98% or more by weight of sucrose (including invert sugar calculated in sucrose)

Article 2

In Annex C to Regulation (EEC) No 204/69, the wording in columns 'Description of goods', 'Maize' and 'White sugar' shall be as follows with regard to heading No 29.04 C III (b) 2 of the Common Customs Tariff:

CCT heading No	Description of goods	Maize kg	White sugar kg
29.04	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives:		
	C. Polyhydric alcohols:		
	.....		
	III. Sorbitol:		
	.....		
	(b) Other:		
	.....		
	2. Other:		
	— obtained from amylaceous products	245	
	— obtained from sucrose		106

Article 3

This Regulation shall enter into force on 1 November 1969.

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

Done at Luxembourg, 28 October 1969.

For the Council

The President

P. LARDINOIS