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REGULATION (EEC) No 1796/70 OF THE COMMISSION

of 2 September 1970

fixing the standard quantities of raw materials qualifying for the production refund on manufacture of maize groats and meal intended for the brewing industry

THE COMMISSION 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 Regulation (EEC) No 1253/70[2];

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

Whereas, with a view to uniform application in all Member States of Community rules regarding production refunds on maize used for the manufacture of groats and meal used in the brewing industry, a standard rate of yield should be fixed for the whole Community;

Whereas for the products in question such a rate of yield is already applied for calculating the levies; whereas, in order to maintain a balance between imported products and products manufactured in the Community, account should be taken of the flat rate used to calculate the variable component of the levy for a product when granting the production refund;

Whereas the date for introducing this standard rate of yield should be fixed so as to take account of the legitimate interests, on the one hand, of the processing industries of certain Member States which have planned on the basis of the higher rates ruling in their countries and, on the other, of the processing industries of other Member States which are in competition with the former; whereas to this end it is advisable to select the date of 5 October 1970;

Whereas the measures laid down in this Regulation are in accordance with the Opinion of the Management Committee for Cereals;

HAS ADOPTED THIS REGULATION:

Article 1

For maize processed from 5 October 1970 the production refund mentioned in Article 11 (1) (c) of Regulation No 120/67/EEC shall be calculated on the basis of 180 kg of maize used by the maize industry for the manufacture of 100 kg of maize groats and meal intended for the brewing industry.

Article 2

This Regulation shall enter into force on the third 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, 2 September 1970.

For the Commission

The President

Franco M. MALFATTI

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[1] OJ No 117, 19.6.1967, p. 2269/67.

[2] OJ No L 143, 1.7.1970, p. 1.

[3] OJ No 174, 31.7.1967, p. 36.