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REGULATION (EEC) No 589/71 OF THE COMMISSION

of 19 March 1971

amending Regulation (EEC) No 2637/70 as regards the period of validity of export licences for milk and milk products

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[1] of 27 June 1968 on the common organisation of the market in milk and milk products, as last amended by Regulation (EEC) No 1253/70,[2] and in particular Article 17 (4) thereof;

Whereas Article 35 (2) of Commission Regulation (EEC) No 2637/70[3] of 23 December 1970 on special detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products, as amended by Regulation (EEC) No 434/71,[4] fixed the period of validity of export licences for milk and milk products; whereas experience has shown that these periods may cause difficulties on the Community market, in particular for certain products which are not exported in small packages in the course of normal trade; whereas these periods should therefore be shortened;

Whereas the period of validity of advance fixing certificates, laid down in Article 55 of Regulation (EEC) No 2637/70 for certain milk products exported in the form of goods not covered by Annex II to the Treaty, must be shortened similarly;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Milk and Milk Products;

HAS ADOPTED THIS REGULATION:

Article 1

The following shall be substituted for Article 35 (2) of Regulation (EEC) No 2637/70:

'2. An export licence issued in accordance with Regulation (EEC) No 2683/70 with advance fixing of the refund shall, for the products listed below, falling within the headings of the Common Customs Tariff specified, be valid from their date of issue within the meaning of Article 8 (1) of Regulation (EEC) No 1373/70,

(a) until the end of the thirtieth day following that of issue for:

ex 04.01 B	in immediate packings of a net capacity of more than 500 g
04.02 A II (b) 1	
ex 04.02 A III (b)	in immediate packings of a net capacity of more than 500 g and of a fat content by weight exceeding 11%
04.02 B I (b) 2 (aa)	
ex 04.02 B II (b)	in immediate packings of a net capacity of more than 500 g and of a fat content by weight exceeding 9·5%
04.03	
23.07 B I (a) 4	

(b) until the end of the third calendar month following that of issue, for the other products listed in Article 1 of Regulation (EEC) No 804/68.

However, in special cases, provision may be made for a special period of validity.'

[1] OJ No L 148, 28.6.1968, p. 13.
[2] OJ No L 143, 1.7.1970, p. 1.
[3] OJ No L 283, 29.12.1970, p. 15.
[4] OJ No L 48, 27.2.1971, p. 71.

Article 2

The following fourth subparagraph shall be added to Article 55 of Regulation (EEC) No 2637/70:

'With regard to:

— milk powder, obtained by the spray process, of a fat content by weight of less than 1·5% and a water content by weight of less than 5% (PG 2);

— milk powder, obtained by the spray process, of a fat content by weight of 26% and a water content by weight of less than 5% by weight (PG 3),

— butter of a fat content by weight of 82% (PG 6),

used for calculating the export refund on goods falling within sub-headings Nos 18.06 D and 21.07 F of the Common Customs Tariff in immediate packings of a net capacity of 1 kilogramme or more, the licence shall be valid from its date of issue within the meaning of Article 8 (1) of Regulation (EEC) No 1373/70 until the end of the thirtieth day following that of issue.'

Article 3

This Regulation shall enter into force on 22 March 1971.

However, the period of validity of licences issued before this Regulation enters into force shall not be affected by this Regulation.

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

Done at Brussels, 19 March 1971.

For the Commission

The President

Franco M. MALFATTI