No L 289/40 Official Journal of the European Communities 27.12.72

REGULATION (EEC) No 2688/72 OF THE COUNCIL

of 12 December 1972

supplementing Regulation No 123/67/EEC on the advance fixing of export refunds on poultrymeat

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas Article 9 of Council Regulation No 123/67/EEC[1] of 13 June 1967 on the common organisation of the market in poultrymeat, as last amended by Regulation (EEC) No 2727/71,[2] makes provision for the granting of export refunds in order to safeguard Community participation in international trade in poultrymeat;

Whereas in order to ensure that Community exporters may have a certain degree of security as regards the stability of refunds, the aforesaid Regulation provides that, in principle, these should be fixed periodically;

Whereas, nevertheless experience has shown that the measures taken do not always offer security sufficient for the requirements of the trade in particular as regards the period of validity of the refunds; whereas it is therefore necessary to make provision for the possibility of advance fixing refunds in the poultrymeat sector;

HAS ADOPTED THIS REGULATION:

Article 1

Article 9 (2) subparagraph 4 of Regulation No 123/67/EEC shall be replaced by the following:

'The Council, acting in accordance with the voting procedure laid down in Article 43 (2) of the Treaty, on a proposal from the Commission, shall adopt general rules for the granting and advance fixing of export refunds and the criteria for fixing their amount.'

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, 12 December 1972.

For the Council

The President

P. LARDINOIS

[1] OJ No 117, 19.6.1967, p. 2301/67.
[2] OJ No L 282, 23.12.1971, p. 8.