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REGULATION (EEC) No 616/72 OF THE COMMISSION
of 27 March 1972
on detailed rules for the application of export refunds and levies on olive oil

(OJ L 78, 31.3.1972, p. 1)

Amended by:

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REGULATION (EEC) No 616/72 OF THE COMMISSION

of 27 March 1972

on detailed rules for the application of export refunds and levies on olive oil

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 136/66/EEC ([1]) of 22 September 1966 on the establishment of a common organization of the market in oils and fats, as last amended by Regulation (EEC) No 2727/71 ([2]);

Having regard to Council Regulation No 162/66/EEC ([3]) of 27 October 1966 on trade in oils and fats between the Community and Greece;

Having regard to Council Regulation No 171/67/EEC ([4]) of 27 June 1967 on export refunds and levies on olive oil, as last amended by Regulation (EEC) No 444/72, ([5]) and in particular Article 11 thereof;

Whereas, to ensure that the export refund system is correctly applied, oils with a high free fatty acid content which are produced and marketed on a very small scale should be excluded from the refund; whereas for the same purpose subheading No 15.07 A II of the Common Customs Tariff should be subdivided into virgin olive oil and other oil falling within the same subheading;

Whereas, if the export levy is to be fully effective, the amount of that levy should be equal to the maximum amounts fixed in accordance with Article 10 (2) of Regulation No 171/67/EEC; whereas, however, the levy is fixed only where the difference between the c.i.f. price and the market target price for unrefined olive oil might give rise to exports which could lead to disturbances on the Community market;

Whereas since the volume of traditional exports in small containers is not noticeably affected by the trend of world prices, provision should be made for an exemption from the levy in respect of these exports; whereas, however, an exemption in excess of the lowest packaging costs could lead to speculative exports in small containers; whereas the exemption should therefore be limited to the level of these costs;

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

HAS ADOPTED THIS REGULATION:

Article 1

The export refund shall be granted only on olive oils with a free fatty acid content expressed as oleic acid of not more than 30 g per 100 g.

Article 2

For the purposes of granting the export refund, products falling within subheading No 15.07 A II of the Common Customs Tariff shall be subdivided as follows:

— 15.07 A II (a): virgin olive oil;

— 15.07 A II (b): other.

([1]) OJ No 172, 30.9.1966, p. 3025/66.
([2]) OJ No L 282, 23.12.1971, p. 8.
([3]) OJ No 197, 29.10.1966, p. 3393/66.
([4]) OJ No 130, 28.6.1967, p. 2600/67.
([5]) OJ No L 54, 3.3.1972, p. 6.

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Article 3

The amounts of the export levies on olive oil shall be equal to the maximum amounts resulting from the application of Article 10 (2) of Regulation No 171/67/EEC.

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Article 4

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1. The Commission shall fix export levies:

(a) for olive oil falling within subheading No 15.07 A of the Common Customs Tariff, in immediate packings of a net capacity exceeding 5 kg where the difference referred to in the first subparagraph of Article 10 (2) of Regulation No 171/67/EEC is not less than 2-5 units of account per 100 kg;

(b) for olive oil falling within subheading Nos 15.07 A I of the Common Customs Tariff and within subheading No 15.07 A II (a) referred to in the first indent of Article 2, in immediate packings of a net capacity not exceeding 5 kg, where exports of such oils might cause disturbances of the Community or world markets.

These levies shall be fixed as often as is necessary for the stability of the Community market and in such manner as to ensure that they are applied at least once a week.

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2. Subject to the provisions of paragraph 1, the export levies previously fixed shall remain applicable where variations in the factors used to calculate the difference referred to in paragraph 1 would entail an increase or a reduction of less than 0-50 units of account per 100 kg in these levies.

3. The Commission shall notify Member States of the amount of the export levies to be charged per 100 kg of oil exported as soon as such levies have been fixed.

Article 5

Commission Regulation (EEC) No 154/69 ([1]) of 27 January 1969 on detailed rules for the application of export refunds and levies on olive oil, as amended by Regulation (EEC) No 2219/70 ([2]), is hereby repealed.

Article 6

This Regulation shall enter into force on 1 April 1972.

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

([1]) OJ No L 22, 29.1.1969, p. 4.
([2]) OJ No L 240, 31.12.1970, p. 72.