# REGULATION (EEC) No 2077/73 OF THE COMMISSION
## of 31 July 1973
## fixing the premiums to be added to the levies on cereals, flour and malt

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Regulation No 120/67/EEC (1) of 13 June 1967 on the common organization of the market cereals, as last amended by Regulation (EEC) No 1346/73 (2), and in particular Article 15 (6) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas the scale of premiums to be added to the import levies fixed in advance for cereals must include a premium for the current month and a premium for each of the three following months ; whereas the amount of each premium must be the same throughout the Community ;

Whereas Council Regulation No 140/67/EEC (3) of 21 June 1967, as amended by Regulation (EEC) No 2435/70 (4), laid down rules for the advance fixing of levies on cereals ;

Whereas, under the terms of that Regulation, where the cif price for a cereal determined on the day on which the scale of premiums is fixed is higher than the cif forward delivery price for that cereal, the scale of the premium should as a general rule be equal to the difference between these two prices ; whereas the cif price is that determined in accordance with Article 13 of Regulation 120/67/EEC on the day on which the scale of premiums is fixed ; whereas the cif forward delivery price is also determined in accordance with Article 13 of Regulation 120/67/EEC but on the basis of offers at North Sea ports ; whereas this price must be the cif price for shipment during the month in which the import licence is issued in the case of imports to be effected during that month ; whereas, in the case of imports to be effected during the month following the month in which the import licence is issued, this price must be the cif price for shipment during that month ;

Whereas this price must be the cif price for shipment during the month preceding the month in which importation is expected to take place in the case of imports to be effected during the last two months for which the import licence is valid ;

Whereas the premium is equal to 0 unit of account if the cif price determined on the day on which the scale of premiums is fixed is equal to the cif forward delivery price or exceeds that price by not more than 0·125 unit of account per metric ton ;

Whereas the premium may, however, be fixed at a higher level in exceptional circumstances and within certain specific limits ;

Whereas Commission Regulation (EEC) No 1080/68 (5) of 26 July 1968 on the procedure for calculating the levy on products processed from cereals and rice and for the advance fixing of the levy for some of these products, as amended by Regulation (EEC) No 1047/73 (6), provides for the addition of a premium to the levy fixed in advance for products falling within tariff heading No 11.07 ; whereas this premium is, per 100 kg of processed product, equal to the premium applicable on the day on which the licence was applied for to the quantity of basic product taken as a basis for the calculation of the variable component of the levy ;

Whereas, pursuant to Commission Regulation (EEC) No 971/73 (7) of 9 April 1973, on the advance fixing of the levy on wheat and meslin flour, a premium is added to the levy fixed in advance for the products falling under subheading No 11.01 A of Article 1 (c) of Regulation No 120/67/EEC ; whereas this premium must be equal, per metric ton of the processed product, to that applicable on the date of application for an import licences for the basic product, account being taken of the quantity of the basic cereal required for the production of one metric ton of flour ;

Whereas, in accordance with Article 18 (1) of Regulation No 120/67/EEC, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff ;

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 141, 28. 5. 1973, p. 8.
(3) OJ No 125, 26. 6. 1967, p. 2456/67.
(4) OJ No L 262, 3. 12. 1970, p. 3.
(5) OJ No L 181, 27. 7. 1968, p. 6.
(6) OJ No L 104, 19. 4. 1973, p. 30.
(7) OJ No L 95, 11. 4. 1973, p. 10.

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis :

— in the case of currencies which are maintained in relation to each other, at any given moment, within a band of 2·25 %, a rate of exchange based on their effective parity ;

— for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph ;

Whereas it follows from applying all these provisions that the premiums should be fixed as shown in the Table annexed to this Regulation ; whereas the amount of the premiums should be altered only if application of the abovementioned provisions entails a change of more than 0·125 unit of account ;

HAS ADOPTED THIS REGULATION :

*Article 1*

The scale of the premiums to be added, pursuant to Article 15 of Regulation No 120/67/EEC, to the import levies fixed in advance in respect of cereals and malt is hereby fixed as shown in the Tables annexed to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 August 1973.

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

Done at Brussels, 31 July 1973.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

## *ANNEX*

to the Commission Regulation of 31 July 1973 fixing the premiums to be added to the the levies on cereals, flour and malt

### A. Cereals and flour (1)

*(u.a./ton)*

| CCT heading No | Description of goods | Current 8 | 1st period 9 | 2nd period 10 | 3rd period 11 |
|---|---|---|---|---|---|
| 10.01 A | Common wheat, and meslin | 0 | 0 | 0 | 0 |
| 10.01 B | Durum wheat | 0 | 0 | 0 | 0 |
| 10.02 | Rye | 0 | 0 | 0 | 0 |
| 10.03 | Barley | 0 | 0 | 0 | 0 |
| 10.04 | Oats | 0 | 0 | 0 | 0·72 |
| 10.05 B | Maize other than hybrid maize for sowing | 0 | 0 | 0 | 0 |
| 10.07 A | Buckwheat | 0 | 0 | 0 | 0 |
| 10.07 B | Millet | 0 | 0 | 0 | 0 |
| 10.07 C | Grain sorghum | 0 | 0 | 0 | 0 |
| 10.07 D | Other | 0 | 0 | 0 | 0 |
| 11.01 A | Wheat or meslin flour | 0 | 0 | 0 | 0 |

(1) The period of validity of the licence is limited to thirty days in accordance with Regulation (EEC) No 1455/73 (OJ No L 144, 31. 5. 1973, p. 73).

### B. Malt

*(u.a./100 kg)*

| CCT heading No | Description of goods | Current 8 | 1st period 9 | 2nd period 10 | 3rd period 11 | 4th period 12 |
|---|---|---|---|---|---|---|
| 11.07 A I (a) | Unroasted malt, obtained from wheat, in the form of flour | 0 | 0 | 0 | 0 | 0 |
| 11.07 A I (b) | Unroasted malt, obtained from wheat, other than in the form of flour | 0 | 0 | 0 | 0 | 0 |
| 11.07 A II (a) | Unroasted malt, other than that obtained from wheat, in the form of flour | 0 | 0 | 0 | 0 | 0 |
| 11.07 A II (b) | Unroasted malt, other than that obtained from wheat, other than in the form of flour | 0 | 0 | 0 | 0 | 0 |
| 11.07 B | Roasted malt | 0 | 0 | 0 | 0 | 0 |