REGULATION (EEC) No 2138/73 OF THE COMMISSION

of 3 August 1973

fixing the export levies on starch products

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 organization of the market in cereals, as last amended by Regulation (EEC) No 1346/73 (2) ;

Having regard to Council Regulation No 371/67/EEC (3) fixing production refunds on starches and quellmehl, as last amended by Regulation (EEC) No 179/73 (4), and in particular the last sentence of Article 2 (2) thereof;

Having regard to the Opinion of the Monetary Committee ;

Whereas, pursuant to Article 2 (2) of Regulation No 371/67/EEC, an export levy may be introduced for products falling within subheadings Nos 11.08 A I, III, IV and V, 11.09, 17.02 B II, 17.05 B and 23.03 A I of the Common Customs Tariff when world market prices for maize or common wheat exceed 6·80 units of account ;

Whereas, by Regulation (EEC) No 1604/71 (5) of 26 July 1971, as amended by Regulation (EEC) No 347/73 (6), the Commission laid down detailed rules for the application of the export levy on starch products; whereas Article 2 (1) of that Regulation provides that a levy is introduced when it is found that the import levy is at least 0·30 unit of account/100 kg less than the amount of the production refund valid in the current month and that the average of the levies in the immediately following fortnight is at least 0·30 unit of account/100 kg less than the average of the production refund valid in that fortnight;

Whereas the export levy must be equal, per 100 kg of basic product, to the difference between the production refund valid on the day on which this export levy is fixed and the average of the levies applicable on the seven days preceding the day it comes into force; whereas this difference must then be multiplied for the products mentioned in Article 1 by the coefficients relating to these products shown in column 4 of the Annex to Regulation (EEC) No 1052/68 (7), as last amended by Regulation (EEC) No 881/73 (8) ;

Whereas the production refund on maize and common wheat intended for the manufacture of starch and quellmehl is defined in Article 1 of Regulation No 371/67/EEC;

Whereas, pursuant to Article 4 (a) of Regulation (EEC) No 1604/71 for the new Member States the amounts to be considered respectively as import levy and production refund in accordance with the preceding Articles shall be the levy and the production refund for the product in question respectively, minus the applicable compensatory amount ;

Whereas the export levy must be fixed once a week ; whereas it is altered only if application of Article 2 (2) (a) of Regulation (EEC) No 1604/71 entails an increase or a reduction of more than 0·08 unit of account/100 kg of basic product;

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 %, at 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 to the world market price of maize and common wheat and to the import levies that an export levy should be introduced for the products listed in the Annex;

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(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 141, 28. 5. 1973, p. 8.
(3) OJ No 174, 31. 7. 1967, p. 40.
(4) OJ No L 25, 30. 1. 1973, p. 6.
(5) OJ No L 168, 27. 7. 1971, p. 11.
(6) OJ No L 38, 10. 2. 1973, p. 17.
(7) OJ No L 179, 25. 7. 1968, p. 8.
(8) OJ No L 86, 31. 3. 1973, p. 30.

HAS ADOPTED THIS REGULATION:

Article 1

The export levies provided for in Article 2 (2) of Regulation No 371/67/EEC are hereby fixed as shown in the Table annexed to this Regulation for the products listed therein.

Article 2

This Regulation shall enter into force on 4 August 1973. It shall apply from 4 August 1973 for starch products derived from maize and from 6 August 1973 for starch products derived from soft wheat.

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

Done at Brussels, 3 August 1973.

For the Commission
The President
François-Xavier ORTOLI

ANNEX

CCT heading No	Nomenclature in simplified wording	Export levies in u.a./100 kg			
		Denmark	Ireland	United Kingdom	Other Member States
11.08 A I	Maize starch	4,085	3·896	3·896	4,085
11.08 A III	Wheat starch	6,851	6·833	6·743	6,853
11.08 A IV	Potato starch	4,085	3·896	3·896	4,085
11.08 A V	Starches other than maize, rice, wheat or potato starch	4,085	3·896	3·896	4,085
11.09 A	Dried wheat gluten	12,456	12·424	12·260	12,460
11.09 B	Wheat gluten, other than dried	12,456	12·424	12·260	12,460
17.02 B II a)	Glucose other than glucose containing, in the dry state, 99 % or more by weight of the pure product, in the form of white crystalline powder, whether or not agglomerated (1)	5,328	5·082	5·082	5,328
17.02 B II b)	Glucose and glucose syrup not containing, in the dry state, 99 % or more by weight of the pure product, other than glucose in the form of white crystalline powder, whether or not agglomerated (1)	4,085	3·896	3·896	4,085
17.05 B I	Flavoured or coloured glucose, in the form of white crystalline powder, whether or not agglomerated	5,328	5·082	5·082	5,328
17.05 B II	Flavoured or coloured glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated	4,085	3·896	3·896	4,085
23.03 A I	Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on the dry product exceeding 40 % by weight	5,074	4·840	4·840	5,074

(1) Pursuant to Regulation No 189/66/EEC, the product falling within subheading No 17.02 B I is subject to the same levy as products falling within subheading No 17.02 B II.