# REGULATION (EEC) No 2209/73 OF THE COMMISSION

## of 13 August 1973

## altering the export refunds on products processed from cereals and rice

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), and in particular the second sentence of the fourth subparagraph of Article 16 (2) thereof ;

Having regard to Council Regulation No 359/67/EEC (3) of 25 July 1967 on the common organization of the market in rice, as last amended by the Act (4) annexed to the Treaty (5) on the Accession of new Member States to the European Economic Community and the European Atomic Energy Community, signed at Brussels on 22 January 1972, and in particular the second sentence of the fourth subparagraph of Article 17 (2) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas the export refunds on products processed from cereals and rice were fixed by Regulation (EEC) No 2084/73 (6), as amended by Regulation (EEC) No 2185/73 (7) ;

Whereas, if the refund system is to operate normally, refunds 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 the rules, criteria and other provisions contained in amended Regulation (EEC No 2084/73 to the information at present available to the Commission that the export refunds at present in force should be altered as shown in the Annex to this Regulation ;

HAS ADOPTED THIS REGULATION :

*Article 1*

The export refunds on the products listed in Article 1 (d) of Regulation No 120/67/EEC and in Article 1 (1) (c) of Regulation No 359/67/EEC and subject to Regulation (EEC) No 1052/68 (8), as fixed in the Annex to the amended Regulation (EEC) No 2084/73, are hereby altered to the amounts shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 14 August 1973.

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

Done at Brussels, 13 August 1973.

*For the Commission*
P. J. LARDINOIS
*Member of the Commission*

(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. 1.
(4) OJ No L 73, 27. 3. 1972, p. 14.
(5) OJ No L 73, 27. 3. 1972, p. 5.
(6) OJ No L 212, 1. 8. 1973, p. 23.
(7) OJ No L 222, 10. 8. 1973, p. 27.
(8) OJ No L 179, 25. 7. 1968, p. 8.

*ANNEX*

| Number in nomenclature used for refunds | Nomenclature in simplified wording | Refund in u.a./100 kg (third countries) |
|---|---|---|
| 11.01 C (I) | Barley flour, of an ash content, referred to dry matter, not exceeding 0·9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·9 % weight | — |
| 11.01 C (II) | Barley flour not included under No 11.01 C (I) | — |
| 11.01 D (I) | Oat flour, of an ash content, referred to dry matter, not exceeding 2·3 % by weight, of a crude fibre content, referred to dry matter, not exceeding 1·8 % by weight, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated | — |
| 11.01 D (II) | Oat flour not included under No 11.01 D (I) | — |
| 11.01 E (I) | Maize flour, of a fat content, referred to dry matter, not exceeding 1·3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·8 % by weight | — |
| 11.01 E (II) | Maize flour, of a fat content, referred to dry matter, exceeding 1·3 % but not exceeding 1·7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % by weight | — |
| 11.01 E (III) | Maize flour not included under No 11.01 E (I) and (II) | — |
| 11.01 F | Rice flour | — |
| 11.01 H | Millet flour | — |
| 11.02 A III (a) | Barley groats and meal, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·9 % by weight | — |
| 11.02 A III (b) | Barley groats and meal not included under No 11.02 A III (a) | — |
| 11.02 A IV (a) | Oat groats and meal, of an ash content, referred to dry matter, not exceeding 2·3 % by weight, of a tegument content not exceeding 0·1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated | — |
| 11.02 A IV (b) | Oat groats and meal not included under No 11.02 A IV (a) | — |
| 11.02 A V (a) | Maize groats and meal, of a fat content, referred to dry matter, not exceeding 0·9 % by weight and a crude fibre content, referred to dry matter, not exceeding 0·6 % by weight (1) | — |
| 11.02 A V (b) | Maize groats and meal, of a fat content, referred to dry matter, not exceeding 1·3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·8 % by weight | — |
| 11.02 A V (c) | Maize groats and meal, of a fat content, referred to dry matter, exceeding 1·3 % by weight but not exceeding 1·7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1·0 % weight (1) | — |
| 11.02 A VI | Rice groats and meal | — |
| 11.02 B I a) 1 (aa) | Hulled (shelled or husked) barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·9 % by weight (2) | — |
| 11.02 B I a) 1 (bb) | Hulled (shelled or husked) barley not included under No 11.02 B I a) 1 (aa) (2) | — |
| 11.02 B I a) 2 (aa) | Clipped oats | — |
| 11.02 B I a) 2 bb) (11) | Hulled (shelled or husked) oats, of an ash content, referred to dry matter, not exceeding 2·3 % by weight, of a tegument content not exceeding 0·5 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated (2) | — |
| 11.02 B I a) 2 bb) (22) | Hulled (shelled or husked) oats, not included under No 11.02 B I a) 2 bb) (11) (2) | — |

| Number in nomenclature used for refunds | Nomenclature in simplified wording | Refund in u.a./100 kg (third countries) |
|---|---|---|
| 11.02 B I b) 1 (aa) | Hulled and sliced or kibbled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·9 % by weight ('Grütze' or 'Grutten') (2) | — |
| 11.02 B I b) 1 (bb) | Hulled and sliced or kibbled barley, not included under No 11.02 B I b) 1 (aa) ('Grütze' or 'Grutten') (2) | — |
| 11.02 B I b) 2 (aa) | Hulled and sliced or kibbled oats, of an ash content, referred to dry matter, not exceeding 2·3 % weight, of a tegument content not exceeding 0·1 %, of a moisture content not exceeding 11 % and of which the peroxydase is virtually inactivated ('Grütze' or 'Grutten') (2) | — |
| 11.02 B I b) 2 (bb) | Hulled and sliced or kibbled oats not included under No 11.02 B I b) 2 (aa) ('Grütze' or 'Grutten') (2) | — |
| 11.02 B II a) (1) | Hulled (shelled or husked) wheat, not sliced or kibbled (2) | — |
| 11.02 C III (a) | Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 1st category (3) | — |
| 11.02 C III (b) | Pearled barley, of an ash content, referred to dry matter, not exceeding 1 % by weight (without talc) — 2nd category (3) | — |
| 11.02 C IV | Pearled oats (3) | — |
| 11.02 D II | Rye not otherwise worked than kibbled | — |
| 11.02 E I b) 1 (aa) | Flaked oats, of an ash content, referred to dry matter, not exceeding 1 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·9 % by weight | — |
| 11.02 E I b) 1 (bb) | Flaked barley not included under 11.02 E I b) 1 (aa) | — |
| 11.02 E I b) 2 (aa) | Flaked oats, of an ash content, referred to dry matter, not exceeding 2·3 % by weight, of a tegument content not exceeding 0·1 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated | — |
| 11.02 E I b) 2 (bb) | Flaked oats, of an ash content, referred to dry matter, not exceeding 2·3 % by weight, of a tegument content exceeding 0·1 % but not exceeding 1·5 %, of a moisture content not exceeding 12 % and of which the peroxydase is virtually inactivated | — |
| 11.02 E I b) 2 (cc) | Flaked oats not included under Nos 11.02 E I b) 2 (aa) and 11.02 E I b) 2 (bb) | — |
| ex 11.02 E II c) (1) | Flaked maize, of a fat content, referred to dry matter, not exceeding 0·9 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·7 % by weight | — |
| ex 11.02 E II c) (2) | Flaked maize, of a fat content, referred to dry matter, not exceeding 1·3 % by weight and of a crude fibre content, referred to dry matter, not exceeding 0·8 % by weight | — |
| ex 11.02 E II c) (3) | Flaked maize, of a fat content, referred to dry matter, exceeding 1·3 % but not exceeding 1·7 % by weight and of a crude fibre content, referred to dry matter, not exceeding 1 % weight | — |
| 11.02 E II e) 1 | Flaked rice | — |
| 11.02 F III | Barley pellets | — |
| 11.02 F IV | Oat pellets | — |
| 11.02 F V | Maize pellets | — |
| 11.02 G I | Wheat germ, whole, rolled, flaked or ground | — |
| 11.02 G II | Germ of cereals other than wheat, whole, rolled, flaked or ground | — |
| 11.07 A I a) | Unroasted malt, obtained from wheat, in the form of flour | — |

| Number in nomenclature used for refunds | Nomenclature in simplified wording | Refund in u.a./100 kg (third countries) |
|---|---|---|
| 11.07 A I b) | Unroasted malt, obtained from wheat, other than in the form of flour | — |
| 11.07 A II a) | Unroasted malt, other than that obtained from wheat, in the form of flour | —<br>— (5) |
| 11.07 A II b) | Unroasted malt, other than that obtained from wheat, other than in the form of flour | —<br>— (5) |
| 11.07 B | Roasted malt | —<br>— (5) |
| 11.08 A I | Maize starch | — |
| 11.08 A III | Wheat starch | — |
| 11.08 A IV | Potato starch | — |
| 11.08 A V | Starches other than maize, rice, wheat, or potato starch | — |
| 11.09 A | Dried wheat gluten, of a protein content, referred to dry matter, not exceeding 82 % by weight (N × 6·25) | — |
| 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 (4) | — |
| 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 (4) | — |
| 17.05 B I | Flavoured or coloured glucose, in the form of white crystalline powder, whether or not agglomerated | — |
| 17.05 B II | Flavoured or coloured glucose and glucose syrup, other than in the form of white crystalline powder, whether or not agglomerated | — |
| 23.02 A I a) | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice of a starch content not exceeding 35 % by weight | — |
| 23.02 A I b) 1 | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content exceeding 35 % but not exceeding 45 % by weight, and having undergone a denaturing process | — |
| 23.02 A I b) 2 | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content exceeding 35 % by weight, and not having undergone a denaturing process, or of a starch content exceeding 45 % by weight and having undergone denaturing process | — |
| 23.02 A II a) | Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, of a starch content not exceeding 28 % by weight and of which the percentage which passes through a sieve with an aperture of 0·2 mm does not exceed 10 % by weight or of which the sifted product has an ash content, calculated on dry matter, not exceeding 1·5 % by weight | — |
| 23.02 A II b) | Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, not included under No 23.02 A II a) | — |
| 23.03 A I | Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content, calculated on dry matter, not exceeding 63 % by weight (N × 6·25) | — |

(1) The export refund is paid in respect of maize, groats and meal :
— of which a percentage not exceeding 30 % passes through a sieve with an aperture of 315 microns,
— of which a percentage not exceeding 5 % of product passes through a sieve with an aperture of 150 microns.

(2) 'Hulled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).

(3) 'Pearled grains' are grains corresponding to the definition given in the Annex to Regulation (EEC) No 821/68 (OJ No L 149, 29. 6. 1968, p. 46).

(4) Pursuant to Regulation No 189/66/EEC the product falling within subheading No 17.02 B I enjoys the same export refund as the product falling within subheading No 17.02 B II.

(5) This amount is only applicable to the exports of malt of barley which have been realized in accordance with Article 1 of Commission Regulation (EEC) No 1820/73 on the export refunds on malt exported at the beginning of the 1973/74 marketing year (OJ No L 184, 6. 7. 1973, p. 22).