REGULATION (EEC) No 2261/73 OF THE COMMISSION

of 17 August 1973

supplementing Regulation (EEC) No 1604/71 on detailed rules for the application of an export levy on starches under Article 2 (2) of Regulation No 371/67/EEC

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 (EEC) No 371/67/EEC [3] of 25 July 1967 fixing production refunds on starches and quellmehl, as last amended by Regulation (EEC) No 179/73 [4], and in particular Article 5 (c) thereof;

Whereas, to ensure a more efficient application of Regulation (EEC) No 1604/71 [5], as amended by Regulation (EEC) No 347/73 [6], recourse should be had to the provisions of Regulation (EEC) No 1279/71 [7] of 17 June 1971 on the use of Community transit documents for the purpose of applying certain measures on exportation of certain goods, as last amended by Regulation (EEC) No 2766/71 [8];

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

HAS ADOPTED THIS REGULATION:

Article 1

The following Articles 4a and 4b are inserted in Regulation (EEC) No 1604/71:

'*Article 4a*

Where an export levy is applicable, movement of the products affected within the Community shall be subject to the conditions laid down in Regulation (EEC) No 1279/71.

Article 4b

1. Where it is clear from the information appearing on the customs document that a product moving between two points situated within the Community will leave the territory of the Community otherwise than by air in the course of transportation, the dispatcher shall provide a security equal to the highest levy chargeable in the event of exportation outside the Community.

2. This guarantee shall be released in proportion to the quantity in respect of which proof is produced that it has reached its destination. This proof shall be furnished by the return to the office of departure of one of the documents referred to in Articles 2 and 3 of Regulation (EEC) No 1279/71 or of a national document.

3. In the case covered by Article 5a of Regulation (EEC) No 1279/71, the day on which formalities required for the dispatch of the products are completed shall be regarded as the day on which the customs export formalities referred to in Article 4 (1) of this Regulation are completed.'

Article 2

This Regulation shall enter into force of 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, 17 August 1973.

For the Commission

The President

François-Xavier ORTOLI

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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 133, 19. 6. 1971, p. 32.
(8) OJ No L 283, 24. 12. 1971, p. 33.